

**The Session Papers of James Boswell**  
**A Catalogue of Those Papers Contained in**  
**The Signet Library and the Advocates Library**

**Edinburgh**

**Compiled by G.H. Ballantyne**  
**1969-1980**

Digital Copy © WS Society 2016



**WS**

This catalogue was compiled by George Hodge Ballantyne, Librarian of the Society of Writers to Her Majesty's Signet, between 1969 and 1980. It derived from a much longer association of the WS Society with efforts to locate, preserve and publish the private papers of James Boswell, for which see the brilliant account in *The Treasure of Auchinleck: the story of the Boswell Papers* by David Buchanan WS (McGraw and Hill, 1974).

Ballantyne's catalogue has been the basis of much later work, most notably Hugh Milne's ongoing survey of James Boswell's legal papers for the Stair Society, the first volume of which was published in 2013. The second is in production at the time of writing.

James Boswell (1740-1795) was a lawyer and diarist who won immortal fame as the biographer of Samuel Johnson. By the time he was called to the Bar in 1769, he was already a prolific writer and poet and had become Johnson's friend: the summer of 1773 saw the famous journey by the two men which later formed the basis of Boswell's *The Journal of a Tour to the Hebrides* (1785).

Boswell's Session Papers, or Court of Session Papers to give them their fullest term, were written pleadings, arguments and other printed documents which entered the civil courts over the course of a civil case. On 2<sup>nd</sup> February 1776, he remarked to his diary that:

Ours is a court of papers. We are never seriously engaged but when we write. We may be compared to the Highlanders in 1745. Our [oral] pleading is like their firing their musketry, which did little execution. We do not fall heartily to work till we take to our pens, as they do their broadswords. [H M Milne (ed), *Boswell's Edinburgh Journals* (2001)]

At the time of writing, the National Records of Scotland, the University of Edinburgh, the Signet Library and the Advocates Library are engaged in a major effort to have Scotland's civil court papers c.1705-1850 fully digitised and made available online. Every famous name, every place, every industry and every aspect of human life features in these materials. As the eighteenth century Scottish civil courts dealt with much that is now considered the role of government or civil administration, the project promises to revolutionize the study of the Scottish Enlightenment.

Boswell's *Life of Johnson* was published to immense acclaim in 1790, and enjoyed excellent sales, but his legal career (by now based in London) was failing, and in 1795 he died after a brief illness.

This catalogue contains papers from both the Signet Library and the Advocates Library. For information about visiting and access, see [www.wssociety.co.uk](http://www.wssociety.co.uk) for the Signet Library, and [www.advocates.org.uk](http://www.advocates.org.uk) for the Advocates Library.

James Hamilton  
Research Principal  
WS Society  
June 2016

THE SESSION PAPERS OF JAMES BOSWELL

A catalogue of those papers

contained in

THE SIGNET LIBRARY AND THE ADVOCATES' LIBRARY

Edinburgh

compiled by

G.H. BALLANTYNE

1969-1975<sup>80</sup>

## C O N T E N T S

1. Background and General Notes, pp.1-6.
2. The Session Papers by Boswell in the Signet Library.
  - (a) General. pp.7-10.
  - (b) The 1773 Banff/Elgin Series. pp.11-13.
  - (c) Additions made in 1971. pp.14-16.
3. The Session Papers by Boswell in the Advocates' Library.
  - (a) The Arniston and Campbell Collections. pp.17-20.
  - (b) Other Collections. p.21.



## 1. Background and General Notes

During 1968 it was suggested by Professor Frederick A. Pottle of Yale University, at the instance of E.D. Buchanan, W.S. of Edinburgh, that the Court of Session Papers in the possession of the Signet Library in Edinburgh should be checked for the period covering Boswell's career as an advocate (1766-1785) to ascertain how many of them were by Boswell. This was agreed to and the writer undertook to examine the library's set of Session Papers during late 1968 and 1969.

The task proved more toilsome than at first had seemed to be the case. The Signet Library has over 2,000 bound volumes of Session Papers in its stock, from 1713 to date. Of these the volumes covering 1713 to 1820 (696 in all) are indexed by party and by subject, but not by counsel. Although they are numbered consecutively they are not, prior to 1800, arranged chronologically and it was this which caused the laboriousness. Instead/

Instead of having, say, 60 volumes covering 1766-85 conveniently arranged three to the year, the task involved physically checking three times that number scattered throughout the 696 total. To complicate matters further, a single volume might cover anything up to 30 years and not be arranged chronologically within the period. This meant that of the 181 volumes found to encompass the two decades of Boswell's Scottish practice, 90 had to be scanned to ensure that there was nothing relating to any of the years under review, while the other 91 were actually physically examined paper by paper; and there might be as many as 150 items in one volume, seldom fewer than 50.

Eventually 66 papers with Boswell's name were located, though of these no fewer than 24 were contained in one volume, that relating to voting rights in Banff and Elgin in 1773 - for further details of this series of papers see page 11. This/

This leaves 42 items in the other 90 volumes, only 27 of which actually contained papers by Boswell, however.

Although 91 volumes may seem to be a large number this is by no means all the papers relating to the period, a fact which will be alluded to shortly. In turn, 66 items by Boswell may appear to be a very small amount to produce in 20 years, but it must be borne in mind that he was engaged much more in criminal cases (session papers relate only to civil cases) while in those days particularly the successful and well-known advocate attracted a disproportionate amount of business. In the volumes checked the names of perhaps a dozen counsel appear with almost monotonous regularity, especially those of Ilay Campbell and John Maclaurin. Had Boswell written even half as many papers as either of these two, then the accompanying list would have taken years to prepare!

For a proper understanding of what was entailed in a Scottish civil/

civil case - or, correctly, cause - in the 18th century, it is essential to know the terminology used and the procedure employed. However, as this has been outlined in Boswell for THE Defence, Appendix B, "The Scottish Courts and Legal System" (pp. 350-57), and also in Bond and Whitten's Boswell's Court of Session Papers (pp. 2-4), it is not proposed to do so again here. It may be worth mentioning, nevertheless, that a case could be decided within a few weeks or alternatively it could drag on for years (see, for example, 80 04 22). Also it should be stressed that the judgements of the court were not issued, and that unless the case happened to be reported, which occurred only if some unusual point of law arose, there is little way of knowing what the verdict was. Very occasionally entries have been added in ink indicating what the decision was, e.g. "refused without answers", but this was very much the exception.

At least two previous checklists of Boswell's Session Papers have/



have been compiled, both in America. One, referred to above, is by W.H. Bond and D.E. Whitten of Harvard, and is entitled Boswell's Court of Session Papers: a preliminary checklist.

This is undated but was issued in 1968 in Typescript form. *l.c.*  
By coincidence, this also lists 66 papers, 28 of which are duplicated in the Signet Library (including one which is a xerox of the original Signet Library copy). The other list is that made up by Ralph T. Howey and called Legal pamphlets by James Boswell. This mentions 39 Session Papers - of which 5 are duplicated in the Signet Library - and is incorporated in full by Bond and Whitten, the items in it in fact forming the core of that list.

r/ Thus so far there have been 104 different Session Papers by Boswell located. There are bound to be more; the other two major collections of Session Papers are both in Edinburgh, housed in the Advocates' Library and Register House. Although, along with the Signet Library, there must be considerable overlap/

overlap amongst these three collections, nevertheless there must be numerous volumes which are unique. This is proved to a certain extent by the fact that of 8 papers located in the Advocates' Library for the Bond and Whitten list, 3 are duplicated at Harvard and another 2 in the Signet Library, leaving 3 solely in the Advocates' Library. While 8 is a very small sample figure, expressed as a percentage the number is 37 in 100.

As only two of the collections in the Advocates' Library were checked there are still a further 14 to be searched, ranging from 25 to 400 volumes (not all relating only to 1766-85 of course). In addition the Register House assemblage is at the moment an unknown quantity as regards Boswell.

b/ Therefore it is almost certain that a good number of Boswell's civil papers have yet to be located, perhaps as many again as have been discovered so far.

## 2. The Session Papers by Boswell in the Signet Library

### (a) General

The 66 papers, all printed, located vary from a single sheet to 37 pages, most consisting of some 8 pages or so. As all are bound in thick volumes it is not always possible to tell their format exactly but most appear to be quartos in half sheets. However, individual sizes vary, mainly due to trimming for binding - though not always - hence dimensions have been given. No sign of cancels has been found but a few typographical errors have been noted, notably in the very first paper.

In transcribing the headings, or caption titles - there are no title-pages nor half-titles in any of the Signet Library Boswell papers - the suggestions made by Professor Pottle have been adopted, following more or less R.W. Chapman's bibliography (1924). This means that no line divisions have been noted, nor variation in size of type, not the copying of the long/

long 's'. When italics appear in the original the words concerned have been underlined; it seems to have been the case in the 1760s that personal and place names were italicised, but this practice faded out subsequently. Where petitions are involved, they always commence "Unto the Right Honourable, the Lords of Council and Session", and this has been transcribed in each instance.

In all papers except the 24 relating to voting in 1773, a separate note of which follows, a brief résumé of the contents is included. This has not been so straightforward as it might appear for in some instances the legal jargon is so abstruse, and at times archaic, that without several time-consuming perusals of the complete paper, it is not possible to obtain an entirely clear picture of what was in dispute. However, the gist which is given of each item should be reasonably accurate.

In nearly every example it has been practicable to list the/



the other papers relevant to the case (they are usually bound together), e.g. answers to petitions, replies to answers, and duplies to replies. Of course if the initial petition was refused then the case was closed unless new grounds could be ascertained for reopening it; but this happened relatively seldom. These other papers have been listed along with the counsel's name, and date, and mention made of any papers in the same series which preceded or followed Boswell's participation in it. The same counsel by no means was always employed for all the documents to be presented in a case, and it has not been considered worthwhile noting every paper, especially as some totalled as many as ten or more. Notes about appendices, proofs, oaths, special points of interest, etc. are mentioned under a separate heading.

An explanation is necessary about the arrangement and the abbreviations. In Bond and Whitten's list a chronological system of inverted dates is used (e.g. 20th August 1773 becomes/ e/

e/ becomes 73 08 20, with letters to indicate sub-division when the same date occurs more than once). This has been adopted in the present list because it is probably the best general method, as opposed to an arrangement by pursuer and/or defender, or by subject. The date is repeated in full at the beginning of each caption, as in the original heading. e/

The coded date has been placed at the top right-hand margin, opposite the number of the Session Paper volume in which the paper is to be found, e.g. 174:11 indicates that the paper is number 11 in volume 174. It should be noted e/ that all papers in the same series are numbered similarly.

The abbreviations "B & W" indicate that the paper is listed by Bond and Whitten; and "Howey" means that it is listed by Howey (for details of these lists, see page 5).

(b)/

(b) The 1773 Banff/Elgin Series

Late in 1772 James Duff, 2nd Earl of Fife, became involved in a struggle with Alexander, 4th Duke of Gordon, for control of the votes in the counties of Banff and Elgin (now Moray). As is noted in Boswell for the Defence, "both sides were "making" as many votes as they could, while contesting those made by the other" (p. 210, footnote 9). A volume of Session Papers devoted to this battle is in the Signet Library, entitled - in ink - "Banffshire Freeholders/Elginshire Freeholders, 1772-1773"; this contains many, though evidently not all, of the relevant documents including no fewer than 24 by James Boswell.

9 The majority of these were prepared on behalf of General James Abercrombie along with two other freeholders, of whom there were only 44 in Banff, the main scene of the dispute. The opponents in most instances were relatives of the Duke of Gordon. Because there were so few voters, the inclusion or/

12

or exclusion of even one person from the roll could make a big difference to the result; hence the intensity of the wrangle. Earl Fife was first elected M.P. for Banff in 1754 and re-elected in 1761, 1768, 1774 and 1780, so that he was successful in this particular contest.

u The disputes mainly concern the admission to, or expulsion from, the roll of freeholders of the county. Before the Reform Act of 1832, a freeholder was one who "was entitled to elect, or be elected, Members of Parliament, and who must have held lands extending to a forty shilling land of old extent, or to £400 Scots of valued rent" (Bell's Dictionary of the Law of Scotland, 7th ed., 1890, p. 477).

Of the 24 papers, 20 appear in the Bond & Whitten list, which contains one - Duplies for James Abercrombie to the Replies for George Gordon of Gight, dated 25th February 1773 - which is not included in the Signet Library volume. In/



In Bond and Whitten this paper is numbered 730225a, and this is taken into account in this present list so as to avoid confusion. In addition there are 4 papers relating to Elgin which are not in the Hyde Collection, the source of part of the Bond and Whitten list. It should be pointed out, perhaps, that in that list there are 21 papers in this series, not 22 as stated on page 6.

The papers in this particular Signet Library volume - numbered 167 - are all quartos, measuring approximately 10" x 8".

-o-o-o-o-o-o-o-o-

Details of the 66 Session Papers by James Boswell now follow, arranged as described on pages 9 - 10.

(c) Additions made in 1971

During the early summer of 1971 some 300 volumes of Session Papers were discovered in a basement cellar of the Signet Library. It transpired that these had been donated in 1930, chiefly by the Trustees of David Murray, LL.D., Glasgow, with other volumes given by Messrs. J.C. & A. Steuart, W.S., Edinburgh. These had not been indexed, nor indeed looked at, since that date.

Within the Murray collection there are several sets of volumes, brought together by various persons. The majority related to the first half of the nineteenth century, and so are of no interest with regard to Boswell. One set, however, is of particular interest. This is a collection of 37 volumes of Session Papers assembled by William Boswell (1779-1841), son-in-law of James Boswell. He was admitted Advocate in July 1800 and thereafter appears to have collected a considerable number of Papers, including some which/

which were issued well before 1800. This applies especially to the first volume of his collection which is made up chiefly of Papers written by either James or Claud Boswell of Balmuto. There are no fewer than 31 Papers by James Boswell in this volume, none of which is included in the list drawn up in 1969.

Of the other volumes in the Murray collection, the only set which contains Papers belonging to Boswell is that gathered together by Lord Kennet between c.1770-1785 and comprising 13 volumes. These include 21 Papers by Boswell, only two of which appear in the 1969 list. In addition, one further Paper was found in a volume of the general collection which had not been previously checked (67 04 25/115:22).

The total number of Papers listed is therefore 51. Of these, eight appear in the lists compiled by Bond and Whitten and Howey (see p.5), so that there are 43 "new" Boswell Papers in the 1971 additions.

The/

The Library's identification mark is on the top left-hand corner of each sheet.

"M" = Murray collection

the figure before the colon = the number of the volume

the figure after the colon = the number of the Paper  
within that volume.

It should be noted that different Papers relating to the same case have identical numbers. The volumes are housed in cellars 167/180.



(Recommendation: it is suggested that the 1971 sheets are inter-filed with those for 1969 in one chronological sequence and that the preceeding notes are inserted immediately after page 13. On the title page "/1971" should be added at the foot).

THE SESSION PAPERS BY JAMES BOSWELL  
IN THE  
ARNISTON AND CAMBELL COLLECTIONS,  
ADVOCATES' LIBRARY,  
EDINBURGH.

### 3. The Session Papers by Boswell in the Advocates' Library

#### (a) The Arniston and Campbell Collections

In the summer of 1975, with the kind permission of Mr H. Brashaw, librarian of the Advocates' Library, the search for Boswell papers was extended to two collections of Session Papers held in that library. The first of these, the Arniston Collection, is large in every sense, consisting of 239 volumes, many of inordinate size, and comprising papers by many different authors. Of these volumes no fewer than 93 cover the period from 1766 to 1785 when Boswell was active as an advocate and within them a total of 174 papers by Boswell has been located, 118 of which have not apparently been previously described.

The second collection investigated, the Campbell Collection, is smaller and far more personal, consisting mainly of papers in causes where Ilay Campbell was himself concerned. The 36 volumes/

volumes covering Boswell's period contain just 34 papers by him, only eight of which are not found elsewhere.

Thus, altogether 209 papers by Boswell have been located, of which 126 are so far unrecorded; in addition, 25 duplicate papers have been found with hitherto unnoticed associated papers. The remaining 58 papers are simple duplications. It is worth pointing out that no fewer than 34 of the papers described by Bond and Whitten are duplicated in the Arniston and Campbell collections.

Details of the Boswell papers in the Arniston and Campbell collections now follow, set out in conformity with the style adopted to describe Signet Library papers. Papers in the Arniston Collection are identified by the prefix letter A to their location numbers and those in the Campbell Collection by the prefix letter C, in accordance with the use of M to distinguish/

distinguish the Murray Collection. The numbering of papers by causes is regular in the Arniston Collection, but in the Campbell Collection individual papers are often separately numbered. Unfortunately the quantity of Boswell papers now known introduces some complexity to any system of cross-reference but some points of connection between collections have been briefly indicated. Notes are also included of duplicate papers found with related papers not mentioned elsewhere. In addition, the simple duplicates of previously noted papers are separately listed. The general nature of the papers remains constant.

There still remains a very considerable number of volumes of Session Papers in the Advocates' Library to be searched. It is estimated that nearly six hundred volumes, or roughly a third of the entire collection, may relate to the period 1766-1785.

Acknowledgment//

Acknowledgment is made to Dr C. J. M. MacLachlan, who has carried out all the work involved in searching the Arniston and Campbell collections.

3. The Session Papers by Boswell in the Advocates' Library  
(b) Other Collections

During 1980 it was possible to check the volumes in the undernoted 8 individual collections, for the period 1766-86. This revealed a further 28 new papers plus 67 duplicates of previously described items. In total 229 volumes were searched, first by Mrs. J. Hobday and later by Miss H. Bloxham, who typed the entries.

The collections checked were ABERcromby, BLAIR, DREGhorn, ELCHIES, ELPHinstone, Erskine (no Boswell papers), HUME, and MEADowbank.



ELPH 10:27

(ms. haw)  
66 08 05

August 5th, 1766. Unto the Right Honourable the Lords of Council and Session, Commissioners for Plantation of Kirks and valuation of Tiends, the Petition of Mr John Trotter, minister of the Gospel in the Parish of Ceres.

A<sup>2</sup>, B<sup>I</sup>, pp. 1 -5; B<sup>I</sup> verso is blank; 7" x 9½".

A plea to allow the augmentation of the petitioner's communion elements from the 60 merks allowed in 1708, and to convert a portion of his 1,200 merks stipend into victual.

B. + W.

137:11

67 01 16

Jan. 16. 1766 [sic]. Memorial for Margaret, Countess of Caithness; against the Countess Fife and Earl Fife, for his interest, and Sir John Sinclair of Stevenson, Baronet.

A-C<sup>2</sup>, pp. [1] -11; C<sup>2</sup> verso is blank; 9" x 7".

A dispute between mother on one hand and daughter and son-in-law on the other regarding aliment from the father's estate.

Other papers

Memorial for Sir John Sinclair, by Robert MacQueen (670124)

Memorial for the Countess and Earl Fife, by David Rae (670113)

Notes

The date should read 1767, not 1766.

B & W

Howey

C17:12

67 01 16

A duplicate of a Signet Library paper, 137:11.

Other papers

Petition of Margaret, Countess of Caithness, by Alex. Murray,  
67 02 26 (C17:15).

MEAD 58:20

67 01 24

January 24, 1767. Unto the Right Honourable the Lords of Council and Session, the Petition of Poor Robert Ross.

A-B<sup>2</sup>, [C]<sup>I</sup>, pp. [1]-9; C<sup>I</sup> verso is blank; 6½"x 9".

The petitioner alleged wrongful imprisonment following a fracas over the theft of his horses in Inverness, in 1756. An interlocutor to a previous memorial had been refused, and this was a plea to leave this altered.

142:8

67.02 11

February 11. 1767. Unto the Right Honourable the Lords of Council and Session, the Petition of James Ewing, Mason in Greenock.

A-C<sup>2</sup>, [D]<sup>1</sup>; pp. [1]-13; D<sup>1</sup> verso is blank; 9" x 7".

A dispute with John Adam, a mason in Glasgow, over settlement of payment for 39,000 slates.

Other paper

Petition of James Ewing, by Robert Cullen (670122) (in similar terms to Boswell's plea).

142:5

67 02 12

February 12. 1767. Answers for Claud Boswell of Balmuto, Advocate, to the Petition and Complaint of Maurice Trent of Pitcullo.

A-B<sup>2</sup>, pp. [1]-7; B<sup>2</sup> verso is blank; 8½" x 7".

Answers to a complaint that Claud Boswell had been enrolled as a freeholder in the county of Fife (i.e. eligible to vote) whereas two other gentlemen of similar qualifications had not been enrolled.

Other paper

Petition and Complaint of Maurice Trent, by Alex. Lockhart (670120)

Note

Claud Boswell was Boswell's cousin, and later became a judge in the Court of Session.



February 14.1767. Unto the Right Honourable, the Lords of Council and Session, the Petition of John Dick of Compston.

[A] -C<sup>2</sup>, pp. [1] -11; C<sup>2</sup> verso is blank; 9½" x 7".

A dispute with John Macleod of Muiravenside over the siting of a new mill on Dick's lands.

Other papers:

Memorial for John Dick, by Cosmo Gordon (660720)

Memorial for John Macleod, by David Rae (661104)

Answers for John Macleod (to above), by David Rae (670304)

Petition of John Macleod, by B.W. Macleod (670217)

Notes

See also 67 11 17

B & W

Howey

February 16,1767. Answers for Robert Donaldson merchant in Glasgow , and Robert Corse Merchant in Paisley; to the Petition of John Maxwell in Fergusly, and Robert Maxwell Weaver in Glasgow.

A - B <sup>2</sup>, pp. I -8; 6" x 9".

A row over the ownership of the deceased John Maxwell's callender-house, and the condition in which the respondents were keeping it; and whether or not his estate should be sequestrated.

Other papers.

Petition of John and Robert Maxwell, by And.Crosbie (670204)

and it was with great justice observed... that walking the streets of Edinburgh after ten o'clock at night was 'pretty perilous, and a good deal odoriferous'."

Other paper.

Answers for Patrick Crawford, Esq; by Robert Blair (670306)

115:22

67 04 25

April 25.1767. Information for James Gilkie Writer in Edinburgh; against William Wallace Writer in Edinburgh, and James Wallace his son.

A-C<sup>2</sup>, D<sup>1</sup>, pp. [1]-13, D<sup>1</sup> verso blank, 9½" x 7".

And: Declarations of James and William Wallaces ...

A-[B]<sup>2</sup>, pp. [1]-8.

An altercation between two Edinburgh lawyers, in which it was alleged that the Wallaces "harboured the blackest malice " against Gilkie, and "that their malice became so outrageous [sic], that an attempt was actually made to assassinate the memorialist" (p.4). Boswell sought to have him granted "full redress for the horrid attack of which he complains" (p.13).

July 1.1767. Information for Hector Mackenzie younger of Gairloch, and Roderick Mackenzie of Redcastle, his tutor ad litem, defenders, against Sir Alexander Mackenzie of Gairloch, pursuer.

A-C<sup>2</sup>, pp. [1]-12; 8½" x 7".

A wrangle between father and son regarding the entail - the rule of descent - of the estate of Gairloch, in Ross and Cromarty.

Other papers, All by James Boswell.

68 01 08(150:4)

68 09 23(MEAD 61)

72 04 24(C21:60)

72 07 18(A111:19)

73 06 12(A111:19)

74 02 09(ELPH 24:27)

74 03 10(A112:12)

(NB: retyled,  
Dec. '80)

July 16.1767. Answers for John Irving of Cove, and his interdictors, to the Petition and Answers of John Graham, late miller at Steelhill-mill, etc.

\*A<sup>2</sup>, \*B<sup>1</sup>, \*B2<sup>2</sup>, pp. [1]-10, 9" x 6".

Cove was an alcoholic whose financial affairs had been put in more responsible hands. Here his interdictors dispute the considerable drink bills presented by an alehouse-keeper, who had plied Cove with liquor without their knowledge.

Other papers

Petition of John Irving of Cove, by Ro. Macqueen, 67 06 18.

Petition of John Graham, by David Armstrong, 67 07 02.

November 17.1767. Unto the Right Honourable the Lords of Council and Session, the Petition of John Dick of Compston.

[A]<sup>2</sup>, pp. [1]<sup>1</sup>-8, 10" x 7½".

A dispute with William Robert over the use of a roadway through Dick's lands leading to Robert's mill beside the River Avon, which forms the boundary between West Lothian and Stirlingshire.

Other papers

Answers for William Robert, by Henry Dundas (671203)

See also 67 02 14

Note

An appendix of 18 pages follows the text, entitled "Proof relative to the Petition of John Dick ... ". This is separately numbered.

683:40 ; A91:4.

67 11 20a

November 20.1767. Unto the Right Honourable the Lords of Council and Session, the Petition and Complaint of David Henderson of Stempster.

[A]<sup>2</sup>, [B]<sup>1</sup>, pp. [1]<sup>1</sup>-5; B<sup>1</sup> verso is blank; 8½" x 7".

A petition brought against Sir John Sinclair of Mey concerning the refusal of the freeholders of Caithness to enrol Henderson as a freeholder.

Other papers:

Answers for Sir John Sinclair, by Alex. Lockhart (680111)

Notes

See also 68 01 18

Similar to 67 11 20b, which is a petition for Captain John Sinclair



November 20.1767. Unto the Right Honourable, the Lords of Council and Session, the Petition and Complaint of Captain John Sinclair of the Seventh Regiment of Foot.

[A]<sup>2</sup>, B<sup>1</sup>, pp. [1]-6; 8½" x 7".

A petition brought against Sir John Sinclair of Mey concerning the refusal of the freeholders of Caithness to enrol Captain Sinclair as a Freeholder (i.e., entitled to vote).

Other papers

This was but the first stage in a long wrangle, the other relevant papers being:-

Answers for Sir John Sinclair, by Ilay Campbell (680111)

Replies for Captain John Sinclair, by Henry Dundas (680116)

Duplies for Sir John Sinclair, by Ilay Campbell (680126)

Plus four later papers not involving Boswell

Notes

Similar to 671120a, a petition for David Henderson against Sir John.

A91:[5]

68 01 04

January 4th, 1768. Answers for Captain James Sutherland, of the 38th Regiment of Foot, to the Petition and Complaint of John Scott of Balcomie, Esq; Colonel of the 26th Regiment of Foot.

A<sup>2</sup>, B<sup>1</sup>, pp. [1]-6, 10" x 8".

Capt. Sutherland had successfully objected to Col. Scott's enrolment as a freeholder of Sutherland; the colonel was disputing this.

Other papers

Petition and Complaint of John Scott of Balcomie, by Ilay Campbell, 67 11 25.

Replies for Colonel John Scott of Balcomie, by Ilay Campbell, 68 01 11.

Note

This final cause in A91 has not been numbered, although it is quite distinct from the preceding A91:4, a vast affair comprising many papers, some by Boswell.

150:4

68 01 08

January 8.1768. Answers for Hector Mackenzie younger of Gairloch, and Roderick Mackenzie of Redcastle, his tutor ad litem, to the Petition of Sir Alexander Mackenzie of Gairloch, Baronet.

A-B<sup>2</sup>, pp. [1]-8; 8" x 6½".

A continuation of 67 07 01

Other paper

Petition of Sir Alexander Mackenzie, by Robert MacQueen (671215)

683:42; A91:4.

68 01 18

January 18.1768. Replies for David Henderson of Stempster, complainer, to the Answers for Sir John Sinclair of Mey, Bart.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-10; 9"x 7".

A further stage of 67 11 20a

Other paper

Answers for Sir John Sinclair, by Alex. Lockhart (680111)

Further petition by Boswell = 6802 11 (in B+W)

B & W.

February 2.1768. Replies for John Carruthers of Hardrigs; to the Answers for Charles Duke of Queensberry, and Robert Irving of Woodhall.

[A]-C<sup>2</sup>, [D]<sup>1</sup>, pp. [1]-18; D<sup>1</sup> verso is blank; 9½" x 7½".

A dispute over the use of common land in the Dornock area of Dumfriesshire.

Other papers

Petition of John Carruthers, by David Armstrong (671217)

Answers for Charles, Duke of Queensberry: this paper has not been traced.

Further papers relating to this case were written from August 1768 to June 1769, none involving Boswell (Signet Library reference no. 135:28).

Notes

Page 13 is occupied by a copy of a letter referred to in the text, signed by 'Edward Hill'.

February 6.1768. Information for Peter Maclauchlan, son of John Maclauchlan of Greenhall; Against The Creditors of the said Greenhall.

A-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso blank, 8½" x 5½".

The son claimed to be a creditor of the bankrupt father on the strength of an heritable bond for £2,700; the other creditors objected.

Other papers

Five in number, none involving Boswell.

March 8.1768. Unto the Right Honourable the Lords of Council and Session, the Petition of John Guthry, and others, Burgesses of the Borough of Prestick.

A-C<sup>2</sup>, [D]<sup>1</sup>, pp. [1]-13; D<sup>1</sup> verso is blank; 9½" x 7½".

An argument about the election of the councillors and office-bearers of Prestick (later Prestwick) concerning Guthry and others on the one hand and James Blair and others on the other.

Other paper

Answers for James Blair, etc., Baillies of Prestick, by Andrew Crosbie (680422)

Notes

Pages 8 - 13 comprise various extracts from the local records of previous elections.

**March 8.1768. Unto the Right Honourable, The Lords of Council and Session, The Petition of Sir John Home, of Renton, Baronet.**

A-C<sup>2</sup>, [D]<sup>1</sup>, pp. [1]-13, D<sup>1</sup> verso blank, 9½" x 7½".

**Also:** Proof adduced for Sir John Home of Renton, in the division of Coldinghame common.

[A]-[B]<sup>2</sup>, [C]<sup>1</sup>, pp. 1-9, C<sup>1</sup> verso blank, 9½" x 7½".

An attempt - and not the first - by Sir John Home to establish his rights over part of the common land of Coldinghame, then in process of being divided up.

Other paper.

Answers for Sir John Hall of Dunglass [etc.], by Pat. Murray, 68 04 23.



March 10.1768. Unto the Right Honourable the Lords of Council and Session, the Petition of James Sutherland-Murray of Clyne and Pulrossie, Esquire, apparent heir of the deceased Alexander Sutherland of Kinminity.

A, A<sup>2</sup>, [B]<sup>1</sup>, pp. [1]-6, 9<sup>3</sup>/<sub>4</sub>" x 7<sup>1</sup>/<sub>2</sub>".

The petition cites Dame Elisabeth Mackenzie, widow of Sir George Mackenzie of Grandville; the action had dragged on since 1722, concerning the sale of the lands of Kinminity, in Sutherland, and debts relating to the sale.

Other papers

Answers for Dame Elisabeth Mackenzie, by John Dalrymple (680423)

Notes

An identical duplicate, except that in the date "68" is omitted, is bound in the same volume; it is possible that this was included in error for an earlier petition by Sutherland-Murray, the answers to which were made by Robert MacQueen (670922).

March 10.1768. Unto the Right Honourable the Lords of Council and Session, the Petition of Mrs Elisabeth Montgomery-Cuninghame of Lainshaw, and of Captain Alexander Montgomery-Cuninghame, her husband, for his interest.

A<sup>2</sup>, pp. [1]-4; 9" x 7".

A plea to alter an interlocutor which recognised the existence of a public footpath and a cart-road through the estate of Lainshaw, in Ayrshire.

124:9 and 135:33

68 07 19a

July 19.1768. Memorial for Ronald and Alexander Macdonells, tenants in Aberarder and Tullochcrome, against Henry Butter, factor appointed by the Barons of His Majesty's Court of Exchequer upon the forfeited estate of Clunie.

A-C<sup>2</sup>, D<sup>1</sup>, pp. [1]-13; D<sup>1</sup> verso is blank; 8½" x 6½".

A dispute over the termination of a lease and the eviction of the petitioners' families and servants, from farms in Inverness-shire.

Other paper

Memorial for Henry Butter, by James Montgomery (680715)

Notes

An exact duplicate is in another volume.

C18:68

68 07 19a

A duplicate of a Signet Library paper, 124:9 and 135:33, also described by Bond and Whitten.

Other papers

Seven in number, including one by Boswell, 70 06 30, described by Bond and Whitten.

590:5

68 07 19b

July 19.1768. Unto the Right Honourable the Lords of Council and Session, the Petition of Archibald Steel, Miller at Catrine Mill.

A-C<sup>2</sup>, [D]<sup>1</sup>, pp. [1]-14; 8½" x 7".

Concerns the sale of a horse by Steel to a Mr. Smith of Loudonhill in Ayrshire, and the subsequent claim by the latter that it was unsound when sold.

No other papers

B & W

(photocopy of Signet Library copy)

A98:39

68 07 28

July 28,1768. Unto the Right Honourable, The Lords of Council and Session, The Petition of John Guthrie, and others, burgesses of the borough of Prestick.

A<sup>2</sup>, B<sup>1</sup>, B2<sup>2</sup>, pp. [1]-9, B2<sup>2</sup> verso blank, 9" x 6½".

A continuation of 68 03 02, another copy of which is also found here.

Other papers

Answers for James Blair, Andrew Caldwell and Andrew Paton, by Andrew Crosbie, 68 09 24.

Petition of James Hunter, by Jo. Maclaurin, 72 02 19.

September 23, 1768. Answers for Hector Mackenzie younger of Gairloch, and Roderick Mackenzie of Redcastle, his tutor ad litem, to the Petition of Sir Alexander Mackenzie of Gairloch, Baronet.

A-B<sup>2</sup>, pp. [I] -8; 6½" x 8½".

A continuation of 67 07 01 and numerous other papers.

November 14, 1768. Unto the Right Honourable the Lords of Council and Session, the Petition of Mr David Armstrong Advocate, for himself, and in name of the other creditors of Mr Alexander Goldie of Mains, writer to the Signet.

A<sup>2</sup>, pp. [I] -3; A<sup>2</sup> verso is blank; 6½" x 9".

A request to compel Mrs Margaret Goldie, occupant of this house of Mains, to allow the premises to be viewed prior to its sale as a result of sequestration.

A88:38

68 11 17

A duplicate of a paper described by Bond and Whitten.

Other paper

Memorial for Robert Boyd, by Dav. Dalrymple, 68 11 12.

A88:33

69 01 07

January 7.1769. Memorial for John Logan tacksman of Black and White Gainochs; against James M'Harg of Keirs, and James M'Harg in Tairly.

A-E<sup>2</sup>, pp.[1]-19, E<sup>2</sup> verso blank, 10" x 7½".

A dispute about the rents due from two farms, to one of which had been added a piece of land formerly used by both in common.

Other papers

Petition of James Macharg and James Macharg, by Alex. Lockhart, 68 06 28.

Answers for John Logan, by Andrew Fergusson, 68 07 18.

Memorial for James Macharg and James Macharg, by Alex. Lockhart, 69 01 07.

Note See also 69 10 17.

January 16.1769. Unto the Right Honourable, the Lords of Council and Session, The Petition Of James Watson Merchant in Greenock, and Robert Leitch Writer there.

[A]-D<sup>2</sup>, pp. [1]-16, 10½" x 8".

An acrimonious dispute in which the merchant accused David Turner, a minister of the Gospel, of perjury in denying he received his bills and Turner's wife in turn accused Watson of forgery.

Other paper

Answers for David Turner, by Ro. Macqueen, 69 01 31.

January 24, 1769. Unto the Right Honourable the Lords of Council and Session, the Petition of George, Marquis of Annandale, David Viscount of Stormont, and other Heritors, or kindly tenants, of the Parish of Lochmaben.

A-D<sup>2</sup>, E<sup>1</sup>, pp. [1]-18; 9" x 7½".

A dispute between Richard Brown, minister of Lochmaben in Dumfriesshire, and the heritors (or landowners) over expenses incurred in repairs to the manse.

Other paper

Answers for Mr Richard Brown, by Alex. Ferguson (690209)

Notes

An exact duplicate is in another volume.



154:12 ; A95:26.

69 02 21<sup>a</sup>

February 21.1769. Memorial for the Trustees of the dedeased Charles <sup>Cochran</sup> ~~Cochrane~~, Esq; of Culross, defenders, against the Magistrates and Town-Council of the Borough of Culross, pursuers.

A-B<sup>2</sup>, pp. [1] -8, 9½" x 7".

A dispute about who was entitled to gather and to utilise kelp (seaweed) within certain areas of the boundaries of Culross in Fife.

Other paper

Memorial for the Magistrates and Town Council of the Borough of Culross, by George Haldane.(690221).

B & W

Howey

A95:1

69 02 21<sup>b</sup>

February 21.1769. Answers for John Stewart Supervisor of Excise at Irvine, and James Stewart Merchant in Ayr, to the Petition of James Campbell in Burnford, and William Henderson in Guiltriehill, Assignees of Duncan Campbell in Barbieston.

A<sup>2</sup>, B<sup>1</sup>, pp. [1] -6, 10½" x 8".

A dispute over the transfer of tenancy of land owned by Duncan Campbell, hitherto held by Stewart's father.

Other paper

Petition of James Campbell and William Henderson, by Wil. Wallace, 69 02 03.

February 21.1769. Unto the Right Honourable the Lords of Council and Session, The Petition Of Samuel Stevenson merchant in Edinburgh.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-10, 8½" x 6".

Also: The proof taken in the competition betwixt Archibald Marshall and Samuel Stevenson.

[C]<sup>2</sup>-D<sup>2</sup>, [E]<sup>1</sup>, pp.11-17, E<sup>1</sup> verso blank, 8½" x 6".

A wrangle over the date of indorsement of a bill drawn by a Robert Goodlet who had since gone bankrupt.

Other paper

Answers for Archibald Marshall, by Ro. Sinclair, 69 04 03.

A duplicate of a paper described by Bond and Whitten.

Other papers

Information for William, Earl of Glencairn, and William Paterson, by Walter Campbell, 68 10 12.

Information for the Magistrates and Town-Council of Kilmarnock, by Dav. Dalrymple, 68 11 20.

Condescence for William, Earl of Glencairn and William Paterson, by Walter Campbell, 69 02 20.



846:12 ; C18:16.

69 07 14

July 14.1769. Unto the Right Honourable the Lords of Council and Session, the Petition of John Campbell of Auchmannoch, merchant in Glasgow.

A<sup>2</sup>, B<sup>1</sup>, pp. [1] -6; 9" x 7<sup>1</sup>/<sub>2</sub>".

An argument between Campbell and another Glasgow merchant, James Ritchie, over the payment of a bill amounting to £94, incurred by Campbell and his partner, William Alexander.

Other papers

Answers for James Ritchie, by Ilay Campbell (690715)

(There are also three earlier papers in this case, none involving Boswell).

Notes

Pages 4 - 6 comprise an oath and minutes.

B & W.

A93:23

69 08 04

August 4.1769. Unto the right Honourable, the Lords of Council and Session, The Petition of Robert Stewart, Carrier in Kilmarnock.

[A]-C<sup>2</sup>, pp. [1] -12, 10<sup>1</sup>/<sub>2</sub>" x 8".

A dispute over damages claimed against Stewart when goods he had offered to carry from Edinburgh to Kilmarnock were left behind because they did not reach the departure point in time.

Other paper

Answers for Alexander Manners, by Geo. Buchan-Hepburn, 69 10 18.

A93:48

69 10 17

Oct.17.1769. Information for John Logan tacksman of Black and White Gainochs; Against James M'Harg of Keirs, and James M'Harg in Tairly.

A-G<sup>2</sup>, H<sup>1</sup>, pp.[1]-30, 9½" x 7½".

Also: Report of John Logan's Proof: In the Cause, The Earl of Cassillis, Against Mess. M'Hargs, and John Logan.

A-B<sup>2</sup>, pp.[1]-7, B<sup>2</sup> verso blank, 9½" x 7½".

A continuation of 69 01 07.

Other paper

Information for James Macharg and James Macharg, by Alex. Lockhart, 69 11 14.

143:13 and 154:25

69 12 08

December 8.1769. Answers for Mrs Janet Cannan, sister to the deceased John Cannan of Barley, to the Petition of Janet McKergor, relict of the said Mr Cannan.

A<sup>2</sup>, pp.[1]-4, 9½" x 8".

A plea that the 12 year old nephew of the respondent, Mrs Cannan, should be entrusted to her care rather than to his natural mother.

Other paper

Petition of Janet McKergor, by David Dalrymple (691128)

Notes

An exact duplicate is in another volume.

154:42 ; A99:20.

69 12 22

December 22, 1769. Unto the Right Honourable the Lords  
of Council and Session, the Petition of James Wallace  
of Wallacetown.

A-B<sup>2</sup>, pp. [1]-8, 9½" x 7".

A dispute with Alexander Muir, a gardener in Canongate,  
part of Edinburgh, concerning payment for a small piece  
of land.

Other paper

Answers for Alexander Muir, by Alex. Lockhart (690109)

147:18

70 01 22

January 22.1770. Answers for David Hillock, Deacon of the Incorporation of Weavers of the Borough of Kinghorn, to the Petition and Complaint of John High Weaver in Kinghorn, pretended Deacon of the Incorporation of Weavers in said borough, William Main and Alexander Forrester, freemen of said incorporation.

A<sup>2</sup>, B<sup>1</sup>, pp. [1]-6, 10" x 8".

A dispute over who had been legally elected deacon of the weavers of Kinghorn in Fife; behind this, however, lay  
tr. strife between the Provost of Kinghorn, Robert Hamilton, and the contender for this office, James Rutherford, a local lawyer.

Other papers

Petition and Complaint of John High, etc., by Ilay Campbell (691121)

and see 70 02 22

A101:6

70 01 22

A duplicate of a Signet Library paper, 147:18.

Other paper

Replies for John High and others, by Ilay Campbell, 70 02 07.



January 27, 1770. Unto the Right Honourable the Lords of Council and Session, the Petition of James Watson merchant in Greenock, and Robert Leitch writer there.

A-F<sup>2</sup>, pp. [1]-24; 7½"x8".

Also Pursuer's Proof. A-D<sup>2</sup>, pp. [1]-16,

Defender's proof. E<sup>2</sup>, F<sup>1</sup>, pp. 17-22.

Other Papers.

Petition of James Watson and Robert Leitch, by Jo. Macclaurin  
(700809)

Answers for Rev. David Turner to James Watson and Robert Leitch,  
by Ro. Macqueen (700718)

Petition of James Watson and Robert Leitch by Alex Lockhart  
(700626)

A further stage of 69 01 16, and see also 70 12 04

February 16. 1770. Unto the Right Honourable the Lords of Council and Session, The Petition of David Ross, Esq; Manager of the Theatre-Royal of Edinburgh.

A-C<sup>2</sup>, D<sup>1</sup>, pp. [1]-14, 10½" x 8".

Also: Depositions of the Witnesses Examined before the Sheriff.

[D]<sup>2</sup>-E<sup>2</sup>, pp. 15-20, 10½" x 8".

An action for breach of contract brought by Ross against his leading lady, Mrs. Esther Woodman. Boswell's full account of the actress's fits of temperament mentions in passing the titles of several plays performed at the Theatre-Royal. Boswell ends by reminding their Lordships of Hamlet's speech to the Players.

Other paper

Answers for Hester Woodman, by Andrew Crosbie, 70 02 23.  
(Quotes the songs to whose substitution for others by Mrs. Woodman Ross objected.)

147:18 ; A101:6.

70 C2 22a

February 22.1770. Replies for David Millock, Decan of the Incorporation of weavers of the borough of Linbarn, respondent, to the Replies for John High and others, complainers.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-10, 10" x 8".

n/ A continuation of the dispute begun in 70 C1 22

Other paper

Replies for John High, etc., by Eloy Campbell (70C2a.7)

A101:3

70 02 22b

Feb.22.1770. Answers For Mess. Cross and Bogle Merchants in Glasgow To The Petition of Thomas Smith Merchant in Edinburgh, and David Loch merchant in Leith, his cantioner [sic], and of James Cowan and others, creditors of the said Thomas Smith.

A-B<sup>2</sup>, C<sup>1</sup>, pp.[1]-10, 10½" x 7½".

A dispute over the awarding of costs in a lengthy cause arising from Thomas Smith's bankruptcy and the claims of rival creditors.

Other paper

Petition of Thomas Smith and David Loch, by Ro. Macqueen, 70 02 06.

A101:22

70 03 05

March 5.1770. Unto the Right Honourable, The Lords of Council and Session, The Petition of John Dunning of Weybridge, in the county of Surry [sic].

A-C<sup>2</sup>, pp. [1]-11, 10" x 7".

Also: General Accompt between Captain John Dunning of Weybridge, and William Carmichael Writer in Edinburgh.

[C]<sup>2</sup> verso, [D]<sup>1</sup>, pp.12-13, D<sup>1</sup>verso blank, 10" x 7".

Dunning's Scottish agent, Carmichael, had refused to pay interest on money he had held for him over a period of some years.

Other paper

Answers for William Carmichael, by Jo. Macclaurin, 70 04 25.

ELPH 14 47 A102:6 C18:71

70 06 30

June 30,1770. Unto the Right Honourable the Lords of Council and Session, the Petition of Ranald and Alexander Macdonells, Tenants in Aberarder, Tullochroomb, &c.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-10; 7" x 9½".

A continuation of 68 07 19

Other papers.

Memorial for Henry Butter, by Henry Dundas (670616)

Memorial for Ranald and Alexander Macdonells, by Ilay Campbell  
(670617)

Memorial for Henry Butter, by Ja. Montgomery (680715) (690718)

Memorial for Ranald and Alexander Macdonells, by Alex Elphinston  
(690727)

Petition of Ranald and Alexander Macdonells, by Ilay Campbell  
(690809)

B & W

A 98:36

70 07 26

July 26, 1770. Triplies for John Brown Merchant in Glasgow; To The Duplies for Zacharias Gemmel Merchant in Irvine.

A<sup>1</sup>, A2<sup>2</sup>, pp. [1]-5, A2<sup>2</sup> verso blank, 10½" x 8".

A murky commercial insurance case. Brown seems to have been the original insurer of a cargo of sugar from Jamaica, which, after some complicated dealings, changed owners and perhaps also insurers, but was lost at sea, leaving nothing but the problem of who was liable.

Other papers

Ten in number, none involving Boswell.

C24:29

70 08 03

August 3, 1770. Condescendence for Robert Gray of Creech, pursuer, of the facts which he offers to prove against Alexander Mackenzie of Ardloch, defender.

[C]<sup>1</sup>, [D]<sup>1</sup>, pp. 11-13, D<sup>1</sup> verso blank, 10½" x 8".

A quarrel between one of the Countess of Sutherland's factors and Gray, a tenant, in which Gray chose to regard the factor's attempts to obtain arrears of rent as inspired by personal antipathy.

Note

This paper appears as part of an appendix to another paper in the cause:

Petition of Alexander Mackenzie of Ardloch, by Ilay Campbell,

70 08 09.

There are three other papers, none involving Boswell.



A100:39

70 08 09

A duplicate of a paper described by Bond and Whitten.

Other paper

Answers for Alexander Gilfillan, by Jo. Maclaurin, 70 11 25.

A92:28

70 11 23

[23 November, 1770] Unto the Right Honourable the Lords of Council and [Session], The Petition of John Hastie, Rector of the Grammar-school of Campbeltoun.

A-C<sup>2</sup>, pp. [1]-12, 10½" x 8".

A petition by Hastie against alleged unfair dismissal from his post as Rector.

Other papers

Four in number, none involving Boswell; also another by Ilay Campbell at C18:58.

Note

The upper outer corner of A<sup>1</sup> is torn from this copy, with the date, but the paper is clearly the same as at C18:61 and mentioned by Bond and Whitten.

December 4, 1770. Unto the Right Honourable the Lords of Council and Session, the Petition of James Watson merchant in Greenock.

A-B<sup>2</sup>, pp. [1]-8; 7½" x 9",

also Mr. Turners accompt of expences, C-D<sup>2</sup>, pp. 9-16.

For other papers see 70 01 27

Another paper in 69 01 16 and 70 01 27

December 12, 1770. Unto the Right Honourable the Lords of Council and Session, The Petition Of James Stewart Merchant in Ayr.

[A]-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso blank, 11" x 7½".

Before setting up their grocery business, Stewart's partner had incurred debts. Stewart now claimed immunity from the actions of his partner's creditors.

Other paper

Answers for James Hunter and Gilbert M'Lure, By Will. Wallace, 71 01 04.

A duplicate of a paper described by Bond and Whitten.

Other paper

Answers for James Donald, by Geo. Buchan-Hepburn, 70 10 24 (C17:94).

159:2 ; A89:13.

71 01 05

January 5.1771. Answers for Margaret and Janet Stirlings daughters of Euphemia Calder, and Janet Reid grandchild of Margaret Calder, and her tutors, heirs-portioners of the deceased Thomas Calder of Shirva; to the Petition of William Lang portioner of Kirkintilloch.

A-I<sup>2</sup>, [J]<sup>1</sup>, pp. [1]-37, J<sup>1</sup> verso is blank; 9" x 7½".

An argument between Lang and the family of Thomas Calder (died 1733) over debts incurred in the early 1730's by Calder through the misdeeds of a friend of his, Andrew Giles of Kirkintilloch.

Other paper

Petition of William Lang, by Ilay Campbell (701201)

Notes

Page 37 is occupied by a list of the debts and accounts of Andrew Giles, amounting to \$4641- 4 - 0.

This is the longest of the Boswell papers in the Signet Library series.

A103:11

71 01 311

A duplicate of a paper described by Bond and Whitten.

Other paper

Answers for William Mackirrel, by Geo. Wallace, 71 02 15.

A103:33

71 02 07

A duplicate of a paper described by Bond and Whitten.

Other papers

Petition of Capt. David Ross and Hugh Wood, by Geo. Buchan-Hepburn,  
70 12 11.

Answers for William Ogilvie, by Pat. Murray, 71 01 05.

Answers for William Ogilvie, by Pat. Murray, 71 02 27.



February 8, 1771. Unto the Right Honourable the Lords of Council and Session, the Petition of Mr Anthony Philip Miller, ocultist, new in Edinburgh, and Mary Angelo-Tremamondo, his spouse.

A-F<sup>2</sup>, G<sup>I</sup>, pp. [I]-26 [sic<sup>\*</sup>]; G<sup>I</sup> verso is blank; 9½"x7".

\*should be 25, which is wrongly numbered 26.

Miller, a German by birth, had treated Francis Angelo-Tremamondo, master of the Academy in Edinburgh, for eye trouble, and had been invited there. He soon married the master's daughter; but this "was only a scheme laid to get rid of" her. Certain items were verbally promised as gifts under the marriage contract, but were not given to Miller; and it was this which was in dispute.

Note. An appendix follows the text, entitled "copies of the letters referred to in the foregoing Petition". This is separately numbered. The letters are in French, followed by translations.

A-D<sup>2</sup>, pp. [I]- I5, D<sup>2</sup> verso is blank.

Other papers.

Petition of Francis Angelo-Tremamondo, by Henry Erskine (7I0116)  
Answers for Mr Philip Miller, and Mary Angelo-Tremamondo,  
by Henry Dundas (7I0124)

And see also 7I 02 I4

A97:38

71 02 14

A duplicate of a paper described by Bond and Whitten.

Other papers

Petition of Francis Angelo-Tremamondo, by Henry Erskine, 71 01 16.

Answers for Philip Miller and Mary Tremamondo-Angelo, by Henry Dundas, 71 01 24.

Answers for Francis Angelo-Tremamondo, by Henry Erskine, 71 02 21.

A103:40

71 03 05

A duplicate of a paper described by Bond and Whitten.

Other paper

Petition of Robert Reid, by Dav. Dalrymple, 71 02 28.

April 25.1771. Answers for Margaret and Janet Stirlings daughters of Euphemia Calder, and Janet Reid grandchild of Margaret Calder, and her tutors, heirs-portioners of the deceased Thomas Calder of Shirva; To The Petition of William Lang, portioner of Kirkintilloch.

A-I<sup>2</sup>, [J]<sup>1</sup>, pp. [1]-37, J<sup>1</sup> verso blank, 10" x 7".

A continuation of 71 01 05.

Other papers

Five in number, one a further copy of 71 01 05, another by Boswell, 71 07 04, and the rest by others.

April 25.1771. Memorial For James Burnett, Esq; of Monboddo, one of the Senators of the College of Justice, Pursuer, Against James Clark Smith and Farrier in Edinburgh, Defender.

Title page, verso blank, A-D<sup>2</sup>, E<sup>1</sup>, pp. [1]-18, 10½" x 7½".

Also: Follows Defence and Proof before the Sheriff. Defences for James Clark, Contra Lord Monboddo's Pursuit.

A<sup>2</sup>, pp. 1-4, 10½" x 7½".

And: Proof in the Process, Lord Monboddo against James Clark, Witnesses for the Pursuer.

B<sup>2</sup>, pp.5-7, B<sup>2</sup> verso blank, 10½" x 7½".

The case of Lord Monboddo's horse, to which, when it caught a cold, he expressly forbade Clark to administer anything but nitre. The farrier, however, disobeyed these instructions and, on the death of

the/

(continued) the horse, Monboddo sued him for the value. This long paper by Boswell is remarkable for its Latin tags and quotations. The cause, in fact, was lost; see 73 02 04 (A107:16), p. 32.

Other paper

Memorial for James Clark, by Jo. Maclaurin, 71 04 25.

July 4.1771. Duplies for Margaret and Janet Stirlings, and Janet Reid, heirs-portioners of the deceased Thomas Calder of Shirva; to the Replies for William Lang, portioner of Kirkintilloch.

A-B<sup>2</sup>, pp.[1]-8, 11" x 9½".

A continuation of 71 01 05 and 71 04 25a.

Note

Boswell calls it "a dull and tedious cause" (p.8).



August 5.1771. Unto the Right Honourable the Lords of Council and Session, The Petition Of James Berrie Merchant in Glasgow, and William, Robert, Mary, Elisabeth, and Janet Berries, children of the deceased Robert Berrie merchant in Glasgow, and their tutors and curators.

A-C<sup>2</sup>, D<sup>1</sup>, pp.[1]-13, D<sup>1</sup> verso blank, 11" x 8½".

Delays in settling the Berries' affairs had led their creditors to legal action. Boswell here contests an interlocutor transferring the Berrie accounts from a Glasgow to an Edinburgh Accountant.

Oct.24.1771. Answers For Henry Adams of Bucklarshard, near Southampton in Hampshire, timber-merchant; and William Wilson Writer to the signet, his attorney, pursuers; To The Petition of Simon Holliday Ship-carpenter in Greenock, defender.

A-C<sup>2</sup>, D<sup>1</sup>, pp.[1]-14, 10" x 7½".

Also: In the Court of Session in Scotland. Henry Adams, pursuer; Simon Holliday, defender.

[D]<sup>2</sup>, [E]<sup>1</sup>, pp.15-17, E<sup>1</sup> verso blank, 10" x 7½".

(Note: These pages appear to contain depositions.)

A dispute over payment for timber delivered to Holliday who claimed it was sub-standard.

Other paper

Petition of Simon Halliday [sic], by Alex. Murray, 71 08 09.

January 14.1772. Unto the Right Honourable the Lords of Council and Session, the Petition of James Wilson, late in Haghouse, now heritor in Kilmaurs.

A-H<sup>2</sup>, I<sup>1</sup>, pp. [1] -34, 10" x 8".

Also: Proof referred to in the Petition of James Wilson.

A-B<sup>2</sup>, pp. [1] -8, 10" x 8".

A question of whether there was any foundation in law for establishing a passive title against the respondents so as to subject them to pay the debt claimed by Wilson, as owing by the deceased Patrick Smith, Janet's father, and amounting to £100 plus interest since 1744. The particular point of law concerned was vitious intromission, i.e. dealing with a deceased person's estate without Court authority.

#### Other Papers

Answers for Robert Armour and Janet Smith ..., by William Wallace (720213)

See also: 720616 and 720701

B & W  
Howey

February 13, 1772. Memorial for Charles Anderson of Canducraig, Defender, against Mr Thomas Mitchell Minister of the Gospel at Tarvis, Pursuer.

A-N<sup>2</sup>, O<sup>1</sup>, pp. [1] -53; O<sup>1</sup> verso is blank; 8" x 10 1/2".

A wordy dispute about the sale of the land of Gjencarvie, on the south side of the River Don, in Aberdeenshire. There are no fewer than 13 <sup>separate</sup> ~~prepared~~ papers, most longer than usual, but Boswell contributed only the above.

#### Other papers..

State of the Process. Mr Thomas Mitchell against Charles Anderson by Jo. Campbell (711206)

Memorial for Mr Thomas Mitchell, by Alex Elphinston (720212)

Plus other papers...

April 24.1772. Answers For Sir Hector Mackenzie of Gerloch, Baronet, a minor, and Alexander Mackenzie, Esq; late of the Stamp-office, London, one of the four curators of the said Sir Hector Mackenzie, and for Roderick Mackenzie of Redcastle, Esq; grandfather by the mother's side, of the said Sir Hector Mackenzie, being the nearest relations to him both on the father [sic] and mother's side, To The Petition of Henry Davidson of Tulloch, Esq;

A-E<sup>2</sup>, pp.[1]-20, 10" x 8".

Sir Hector's father had been in process of selling part of his estate when he died. His son's curators decided against the sale, which resulted in this dispute with the prospective buyer.

Other papers

Four in number, none involving Boswell. See also 74 03 10 (A 112:12).

Note This paper is mentioned, but not described, by Bond and Whitten.

M52:3

72 05 00

Parish of Marykirk. The Elders and Heads of Families of said Parish, Apellants. John Brymer, Innkeeper at Marnock-kirk, Patron ..., Respondent.

[To be heard at the Bar of the Venerable Assembly in May 1772]

A-C<sup>2</sup>, D<sup>1</sup>, pp.[1]-14, 10" x 8".

An interesting case of "Simony" [after Simon Magus] — "the procuring by means of pecuniary considerations the sacred office of the charge of souls". It was averred that John Brymer Senior, an inn-keeper, purchased the patronage of the parish of Marykirk from King's College in Aberdeen with the sole intention of installing his son as minister. This was being challenged by the parishioners.

Note: Not a Session Paper, but a cause to be heard by the General Assembly of the Church of Scotland in Edinburgh.



M3:30

72 06 16

June 16.1772. Unto the Right Honourable the Lords of Council and Session, the Petition of James Wilson, late in Haghouse, now heritor in Kilmaurs.

[A<sup>1</sup>], pp. [1] -2, 10" x 8".

A continuation of 720114; see also 720701.

M4:23

72 06 26

June 26.1772. Unto the Right Honourable, the Lords of Council and Session, the petition of Thomas Johnston, Tenant in Grange, in the County of Dumfries.

[A]-C<sup>2</sup>, pp. [1] -11, C<sup>2</sup> verso blank, 10½" x 8".

The continuation of an argument between two neighbouring farmers as to who was entitled to the lease of a third, adjacent farm. Each accused the other of fraudulently misrepresenting an agreement between them.

Other paper

Answers for William Blacklock ..., by Alex. Wight (720716)

A duplicate of a Signet Library paper, M4:23.

Other papers

Petition of Thomas Johnston, by Dav. Armstrong, 69 12 05.

Answers for William Blacklock, by Andrew Crosbie, 69 12 18.

Condescence for Thomas Johnston, unsigned, 70 02 17.

Answers for William Blacklock, unsigned, 70 02 24.

M4:26 ; A105:11.

72 07 01

July 1.1772. Unto the Right Honourable, the Lords of Council and Session, the Petition of James Wilson late in Haghhouse, now Heritor in Kilmaurs.

A-E<sup>2</sup>, F<sup>1</sup>, pp. [1] -22, 10½" x 8".

A continuation of 720114 and 720616.

B & W

Howey



A111:19

72007 18

July 18.1772. Replies for Sir Hector Mackenzie of Gerloch, Baronet, and John Tait Writer to the Signet, his curator ad litem, To The Answers for John, Kenneth, Jean, Margaret, and Janet Mackenzies, lawful children procreate of the marriage betwixt the deceased Sir Alexander Mackenzie of Gerloch, and Mrs Jean Gorry his second wife, also deceased, and their tutor ad litem.

A-C<sup>2</sup>, pp.[1]-12, 10" x 8".

Sir Hector was the son of Sir Alexander Mackenzie by his first marriage and succeeded him to an entailed estate. By the entail the children of the second marriage demanded financial provision, which Sir Hector was not disposed to grant, claiming it would ruin him.

Other papers

Eight altogether, including one by Boswell, 73 06 12.

Note: The pursuers consistently use the spelling "Gairloch".

A109:28

72 07 28

July 28.1772. Unto the Right Honourable the Lords of Council and Session, The Petition of Miss Magdalen Graham, Niece and Executrix of the deceased Mr. Alexander Shaw Writer in Edinburgh.

A<sup>2</sup>, [B]<sup>1</sup>, pp.[1]-5, B<sup>1</sup> verso blank, 10" x 7½".

A dispute over a tailor's bill which the petitioner's uncle had paid on behalf of his patron, Sir William Gordon. The cause was complicated by the reluctance of Sir William's successor to acknowledge his indebtedness to Shaw and his estate.

Other paper

Answers for John Hay, by Alex. Wight, 72 08 04.

August 4.1772. Unto the Right Honourable the Lords of Council and Session, The Petition of Hugh Mitchell in Craigman, in the Shire of Ayr, and Alexander M'Bryde in Dernehaugh, in the Isle of Arran.

A-D<sup>2</sup>, E<sup>1</sup>, pp. [1] -18, 10" x 7".

Also: Proof In The Cause, Mitchell and M'Bryde, against Cooper.

A-H<sup>2</sup>, pp. [1] -31, H<sup>2</sup> verso blank, 10" x 7".

Cattle bought by M'Bryde in Arran for Mitchell were there seized by the Duke of Hamilton's factor as payment for arrears of rent on a farm part-owned by M'Bryde. The petitioners argued that this pouding was in fact a spuillzie. The paper begins with two paragraphs lamenting the depopulation of the Highlands and Islands of Scotland.

#### Other papers

Answers for George Cooper, by W. Nairne, 72 10 26.

Petition of George Cooper, by W. Nairne, 74 02 11.

Also 74 04 23, 74 07 26 and 74 07 30 by Boswell.

October 26, 1772. Memorial for James Gilkie Brewer and Distiller in Dunse, Pursuer, against Sir John Stewart of Allanbank, sheriff-depute of the county of Berwick, George Gordon of Gordonbank, his substitute, James Lorain sheriff-clerk of that county, and Alexander Christie writer in Dunse, Defenders.

A-D<sup>2</sup>, E<sup>1</sup>, pp. [1] -18; 7½" x 10½".

On the face of it a simple dispute about the payment of £7.II.IOp. for a quantity of hops, but which in fact developed into a bitter wrangle, with Gilkie in particular being accused of much malpractice.

#### Other papers.

Petition of James Gilkie, by J.A.Gilkie (720710)

Answers for Sir John Stewart of Allanbank etc.by Rob.Blair (720730)

Memorial for Sir John Stewart of Allanbank, by Rob.Blair (721125)

Petition of James Gilkie, by J.A.Gilkie (721208)

Additional memorial/Replies for James Gilkie, by A.Crosbie (730102)

November 13.1772. Memorial for Henry Baird tacksman of Egypt, and Hugh Fraser writer in Edinburgh, factor appointed by the Court of Session on the sequestrated estate of the said Henry Baird, against Thomas Brown of Johnstonburn, Esq; late proprietor, and Mr Charles Gordon writer to the signet, now proprietor of the estate of Braid.

A-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso blank, 10" x 8".

A disagreement over payment of the rent due by the sequestrated petitioner, Henry Baird, for the farm of Egypt in Midlothian; and, in particular, the interpretation of an act passed in 1771 which attempted to render the payment of creditors of insolvent debtors more equal and expeditious.

Other paper

Memorial for Thomas Brown of Johnstonburn ..., by Jo. Maclaurin (721113)

Nov.14.1772. Unto the Right Honourable the Lords of Council and Session, the Petition and Complaint of John Sinclair, Esq; of Ulbster, with consent of the Right Honourable Lady Janet Sinclair, his mother, [and twelve other persons].

A-C<sup>2</sup>, pp. [1]-12, 9" x 7½".

- 7 A plea to make void the alleged irregular election of John Sutherland, Provost of Wick in Caithness, and the councillors of the burgh in 1772.

Other papers

Answers for John Sutherland, Provost of the Burgh of Wick, and other magistrates and counsellors, by John Maclaurin (730111).

In addition, there are seven other papers relating to this case, which went on for over a year; none are by Boswell.



Dec.17.1772. Answers For Messrs. Brown, Zuil, and Company, To The Petition of Andrew Donald Merchant in Greenock, William King Merchant in Port-Glasgow, James Ingram Merchant in Glasgow, William Hamilton Merchant in Greenock, and the Representatives of David Hutcheson late Merchant in Greenock, Co-obligants with, and Cautioners for James Dunlop late Merchant in Glasgow, now in Virginia; and of Messrs Alexander Speirs, Andrew Blackburn, and Andrew Syme, Merchants in Glasgow, Trustees for the Creditors of the said James Dunlop.

A-C<sup>2</sup>, D<sup>1</sup>, pp. [1]-14, 10½" x 8".

The petitioners had tried to secure for themselves preferential treatment as Dunlop's creditors, but the respondents disputed this.

Other papers: Five in number, none involving Boswell.

Notes

Boswell's name is mis-spelt with a single "L" at the end of this paper. The name "Zuil" appears as "Yule" in some of the other papers.

January 12.1773. Answers for General James Abercrombie of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Petition and Complaint of Charles Gordon, Writer to the Signet.

A-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso is blank.

Other paper

Petition and Complaint of Charles Gordon, by Henry Dundas (721113)

and see also 73 02 25c

January 12.1773. Answers for General James Abercrombie of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Petition and Complaint of William Urquhart of Craigston.

A-B<sup>2</sup>, pp. [1] -7, B<sup>2</sup> verso is blank.

Other papers

Petition and Complaint of William Urquhart, by Henry Dundas (721113)

Replies for William Urquhart [to the above], by Cosmo Gordon (730216)

Duplicates for General James Abercrombie, etc., by David Rae (730225)

and see also 73 03 04c

B & W

348:11 ; A III:9; C22:75.

73 01 21

January 21.1773. Memorial for John Brown merchant in Glasgow, trustee for John and Abraham Clegg of Manchester, and Thomas and George Maltby of London; against James Neil Writer in Ayr.

A-C<sup>2</sup>, pp. [1] -12, 9" x 7".

A discussion over the validity in Scotland of a precept taken out by John Brown on behalf of English colleagues from the Court of Admiralty; concerns the arrestment of goods belonging to William Harris, their debtor.

Other papers

Petition of John Brown, by Ilay Campbell (721120)  
Answers for James Neil, by John Maclaurin (721208)  
Memorial for James Neil, by John Maclaurin (730102)

and two later papers, not involving Boswell.

Note: Duplicate at M4:44.

B & W.



January 26.1773. Unto the Right Honourable the Lords of Council and Session, The Petition Of Thomas M'Gowan Tenant in Kirkchrist, in the Stewartry of Kirkcudbright.

A-D<sup>2</sup>, pp.[1]-16, 10" x 7½".

Also: Appendix, N<sup>o</sup> 1.

[E]<sup>2</sup>, pp.[17]-26, 10" x 7½".

A complicated dispute arising from the petitioner's promise to make good a bill outstanding between two smugglers should one fail to honour an agreement to ship contraband from Dunkirk to Galloway. Both ship and goods were seized by a man of war.

Other paper

Answers for George Galloway, by Geo. Wallace, 73 02 10.

February 4.1773. Answers for Robert Borland Surgeon in Jamaica, Suspende, by John Hunter and Hugh Doak, Merchants in Kilmarnock, his Attornies; To The Petition of James Grieve, and others, Changers.

[A]-H<sup>2</sup>, pp.[1]-32, 10" x 7½".

Also: Affidavits, taken before two of His Majesty's Justices of the Peace, for the Parish of Kingston in Jamaica, certified by the Secretary and a Notary-Public of the Island, and authenticated under the Subscription of the Governour and the Broad-Seal of the Island.

I<sup>2</sup>, K<sup>1</sup>, pp.1-6, 10" x 7½".

A long-distance wrangle over Borland's alleged failure to secure payment of a bill in Jamaica for some people in Kilmarnock. At the end of the paper Boswell supports his arguments by referring

to/

(continued) to the outcome of Lord Monboddo contra James Clark  
(see 71 04 25, A104:34), a case he seems in fact to have lost.

Other paper

Petition of James Grieve and others, by Will. Wallace, 73 01 12.

167:2

73 02 11

February 11.1773. Answers for Alexander Abernethy of  
Mayen, to the Petition and Complaint of Mr Cosmo Gordon,  
Advocate.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-10.

Other papers

Petition and Complaint of Mr Cosmo Gordon, by Henry  
Dundas (730122)

Replies for Mr Cosmo Gordon [to the above], by Alex.  
Gordon, junior (730225)

Petition of Alexander Abernethy, by Alex. Elphinstone  
(730309)

Note: Duplicate at M5:4.

February 16.1773. Duplies for James Earl Fife to the  
Replies for James Grant of Grant, Esq.

A-C<sup>2</sup>, pp. [1] -11, C<sup>2</sup> verso is blank.

Other papers

Petition and Complaint of James Grant, by James Grant  
(721113)

Answers for James Earl Fife, by Alex. Elphinstone  
(730112)

Replies for James Grant, by Cosmo Gordon (730206)

B & W

M5:7

73 02 16b

February 16.1773. Answers for Adam Bell Writer in  
Edinburgh, Trustee for James Kirkland, and others,  
Creditors of the deceased John Morton in Milmanoch;  
to the Petition of Richard Lothian of Staffold.

[A] -B<sup>2</sup>, pp. [1] -8, 10" x 8".

Answers to an action raised by Lothian for reducing and  
setting aside a bond and disposition, amounting to £440,  
granted in favour of the petitioner by Morton's son, and  
to the detriment of Morton's creditors.

Other paper

Petition of Richard Lothian of Staffold ..., by  
Andrew Crosbie (730128)

February 25.1773. Duplies for General James Abercrombie of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Replies for James Gordon of Baddenscoth, Esq.

A-B<sup>2</sup>, [C]<sup>1</sup>, pp. [1]-9, C<sup>1</sup> verso is blank.

Other papers

Petition and Complaint of James Gordon, by Henry Dundas (721113)

Answers for General James Abercrombie, etc., by Alex. Elphinston (730112)

Replies for James Gordon, by Henry Dundas (730216)

and see also 73 03 04a

B & W

February 25.1773. Duplies for General James Abercromby [sic] of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Replies for Charles Gordon Writer to the Signet.

[A]<sup>2</sup>, pp. [1]-3, A<sup>2</sup> verso is blank.

Other papers

Continued from 73 01 12a

Replies for Charles Gordon, by Charles Gordon and Robert Blair (730216)

and see also 73 06 15b

B & W

February 25.1773. Duplies for General James Abercrombie of Glassoch, Alexander Donaldson of Kinnairdie [sic], and James Leslie of Kinninvie, to the Replies for ~~James~~ Gordon *John* of Thornybank.

[A]-B<sup>2</sup>, pp.[1]-8.

Other papers

Petition and Complaint of John Gordon, by Henry Dundas (721113)

9 Answers for ~~XX~~ General James Abercrombie, etc., by Alex. Elphinston (730112)

Replies for John Gordon, by Cosmo Gordon (730216)

#/ and see also 7303 04b

B & W

March 4.1773. Answers for General James Abercrombie of Glassoch, Alexander Donaldson of Kinnairdie, and James Leslie of Kinninvie, to the Petition of James Gordon of Badenscoth.

[A]<sup>2</sup>, pp.[1]-3, A<sup>2</sup> verso is blank.

9 Other papers

Continued from: 73 02 25b

Petition of James Gordon, by Henry Dundas (730301)

" " " " " " (730310)

and see also 73 06 15a

B & W



167:10

73 03 04b

March 4.1773. Answers for General James Abercrombie of Glassoch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Petition of John Gordon of Thornybank.

[A]<sup>1</sup>, pp. [1] -2.

Other papers

Continued from: 73 02 25d

Petition of John Gordon, by Henry Dundas (730301)

#/ and see also 730615d

Note

A further series of four papers occur between March and July, none involving Boswell.

B & W

167:11

73 03 04c

March 4.1773. Answers for General James Abercrombie of Glassoch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Petition of William Urquhart of Craigston.

[A]<sup>1</sup>, pp. [1] -2.

Other papers

Continued from 73 01 12b

Petition of William Urquhart, by Henry Dundas (730301)

and see also 73 08 03

B & W

March 4.1773. Answers for General James Abercrombie of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Petition of Lieutenant-Colonel Benjamin Gordon of Balbithan.

[A]<sup>1</sup>, pp. [1]-2.

Other papers

Petition of Lieutenant-Colonel Benjamin Gordon, by Henry Dundas (730301)

and see also 73 06 12

Notes

Four other papers precede the above during November 1772 - February 1773, none involving Boswell.

Two exact duplicates are bound in the Signet Library volume immediately after the above copy.

B & W

March 10, 1773. Unto the Right Honourable the Lords of Council and Session, the Petition of Alexander Gillies, stay-maker in Edinburgh, Pursuer.

A-C<sup>2</sup>, [1]-12; 8" x 10½".

A rather petty argument over an action concerning a debt of £40 sterling, raised in 1769, and dragging on owing to the deaths of the various persons involved, including John Walkers, who had acted as cautioner.

Other papers.

Petition of Andrew, Emilia and Elizabeth Walker by Jo. Maclaurin (730211)

Answers for Alexander Giles, stay-maker in Edinburgh, by Andrew Crosbie (730225)

Answers for Andrew, Emilia etc., by Jo. Maclaurin (730424)

A111:19

73 06 12 *a*

June 12.1773. Information For Sir Hector Mackenzie of Gerloch, Baronet, and John Tait, writer to the signet, his curator ad litem, Defenders, Against John, Kenneth, Jean, Margaret, and Janet, Mackenzies, lawful children procreate of the marriage betwixt the deceased Sir Alexander Mackenzie of Gerloch, and Mrs Jean Gorry his second wife, also deceased, and their tutor ad litem, Pursuers.

A-F<sup>2</sup>, G<sup>1</sup>, pp. [1]-26, 10½" x 8".

A continuation of 72 07 18.

167:12

73 06 12 *b*

June 12.1773. Unto the Right Honourable the Lords of Council and Session, the Petition of General James Abercrombie of Glassoch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie.

A-B<sup>2</sup>, pp. [1]-8.

Other papers

Continued from 73 03 04d

Answers for Lieutenant-Colonel Benjamin Gordon, by Cosmo Gordon (730630)

Replies for General James Abercrombie, etc., by Alex. Abercrombie (730708)

Note

There are a further three papers in this series during July - August, none involving Boswell.

B & W

June 15.1773. Unto the Right Honourable, the Lords of Council and Session, the Petition of General James Abercrombie of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, against James Gordon of Badenscoth.

A<sup>2</sup>, B<sup>1</sup>, pp. [1] -6.

Other papers

Continued from 73 03 04a

Answers for James Gordon, by Cosmo Gordon (730630)

and see also 73 07 08a

B & W

June 15.1773. Unto the Right Honourable, the Lords of Council and Session, the Petition of General James Abercrombie of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, against Charles Gordon Writer to the Signet.

A<sup>2</sup>, [B]<sup>1</sup>, pp. [1] -5, B<sup>1</sup> verso is blank.

Other papers

Continued from 73 02 25c

Answers for Charles Gordon, by Alex. Gordon, jun. (730630)

and see also 73 07 08b

B & W



June 15.1773. Unto the Right Honourable, the Lords of Council and Session, the Petition of General James Abercrombie of Glassoch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, against Alexander Davidson of Newtown.

A<sup>2</sup>, B<sup>1</sup>, pp. [1]-6.

Other papers

Answers for Alexander Davidson, by Robert Blair (730630)

Replies for General James Abercrombie, etc., by Alex. Elphinston (730708)

Note

The petition is preceded by no fewer than seven other papers, none involving Boswell.

B & W

June 15.1773. Unto the Right Honourable, the Lords of Council and Session, the Petition of General James Abercrombie of Glassoch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, against John Gordon of Thornybank.

A-B<sup>2</sup>, pp. [1]-8.

Other papers

Continued from 73 03 04b

Answers for John Gordon, by Cosmo Gordon (730630)

Replies for General James Abercrombie, etc., by Alex. Elphinston (730708)

Note

There are a further five papers in this series during July and August, none involving Boswell.

B & W



June 15.1773. Answers for James Brodie of Brodie, Esq;  
and Captain Duncan Urquhart of Burdsyards, to the  
Petition and Complaint of Robert Gordon of Hallhead.

A<sup>2</sup>, B<sup>1</sup>, pp. [1] -6.

Other papers

Petition and Complaint of Robert Gordon, by ~~XXXXX~~ Alex.  
Gordon (730128)

Replies for Robert Gordon, by Cosmo Gordon (730702)

Duplies for James Brodie, etc., by James Ferguson  
(730715)

Notes

A further two papers do not involve Boswell.

This series concerns Elgin (now Moray)

June 17. 1773. Answers for James Brodie of Brodie, Esq;  
and Captain Duncan Urquhart Younger of Burdsyards, to the  
Petition and Complaint of William King of Newmills.

A<sup>2</sup>, [B]<sup>1</sup>, pp. [1] -5, B<sup>1</sup> verso is blank.

Other papers

Petition and Complaint of William King, by Alex. Gordon  
(730128)

Replies for William King, by Robert Blair (730707)

Duplies for James Brodie, etc., by Alex. Abercrombie  
(730715)

Notes

There are a further four papers in this series, none  
involving Boswell.

This series concerns Elgin (now Moray)

June 17.1773. Answers for James Brodie of Brodie, Esq; and Captain Duncan Urquhart of Burdsyards, to the Petition and Complaint of Lewis Gordon younger of Techmuirrie.

A<sup>2</sup>, pp. [1]-4.

Other papers

Petition and Complaint of Lewis Gordon, by Alex. Gordon (730128)

Replies for Lewis Gordon, by Alex. Lockhart (730702)

Duplies for James Brodie, etc., by James Ferguson (730715)

Notes

There are a further three papers in this series, none involving Boswell.

This series concerns Elgin (now Moray)

June 19.1773. Unto the Right Honourable the Lords of Council and Session, the Petition of John McKelvie Tanner in Stranraer, pursuer.

A<sup>2</sup>, [B]<sup>1</sup>, pp. [1]-5, B<sup>1</sup> verso is blank, 9" x 7".

Concerns the non-payment of a bill during 1771 for the purchase of a boat by John McCulloch, a Stranraer sailor, and the refusal by the Court of Session to alter an interlocutor granted in favour of McCulloch's guarantors in January 1773.

No other papers

Notes

A note added in ink states "refused without answers".

B & W.

Howey

June 30.1773. Information for Dr Alexander Johnson, late Military Agent at the Hague, now of Salisbury-Street in the Strand London, by Robert Boswell, Writer of the Signet, his Attorney, Pursuer; against Patrick Crawford of Auchinames, Esq; and Gilbert Meason, Merchant in Edinburgh, Executors of the late Mr James Crawford, Merchant at Rotterdam, Defenders.

A-E<sup>2</sup>, [F]<sup>1</sup>, pp. [1]-22, 9½" x 7½" (with wrap-round title).

A question of whether a decision pronounced in a court in Holland, in order to settle finally accounts between two British subjects, may be made effectual in Scotland. A long case which dragged on from 1766, when Crawford died, until 1777.

Other paper

Information for Patrick Crawford ... by Alex Murray (730709)

See also: 750126; 750202; 750222; 761012; 770123.

B & W  
Howey

June 30,1773. Memorial for William Taylor of Southfod writer in Edinburgh, Pursuer; against Messrs Eddie and Dupin seedsmen in London, by William Hay junior, writer to the Signet their Attorney, Defenders.

A-E<sup>2</sup>, pp. [1]-20; 8" x 11".

A wrangle concerning the supply of allegedly poor grass seed by Eddie and Dupin for the memorialists' farm in Fife. The Seedsmen claimed Taylor had not paid, while in turn Taylor asserted that he was due £80 compensation.

Other paper.

Memorial for Mess. Eddie and Dupin, by Alex Elphinston (730424)

And see also 73 08 07

July 7, 1773. Answers for Sir George Preston Baronet, and Major Patrick Preston; of Valleyfield, to the Petition of William Christie, Tenant in Valleyfield.

A<sup>2</sup>-B<sup>I</sup>, ~~8~~ pp. [1]-7; B<sup>I</sup> verso is blank; 8" x 10½".

An argument between landlord and tenant concerning the let of the hill ground of Pitsoulie in Fife, and the petitioner's alleged failure to surround and enclose the hill with a ditch and a hedge, as laid down in the conditions of let.

Other paper.

Petition of William Christie, by Robert Blair (730623)

167:6

73 07 08a

July 8, 1773. Replies for General James Abercrombie of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Answers for James Gordon, Esq; of Badenscoth.

A<sup>2</sup>, pp. [1]-4.

Notes

Continued from 73 06 15a

There are a further four papers in this series, none involving Boswell.

B & W



July 8.1773. Replies for General James Abercrombie of Glasloch, Alexander Donaldson of Kinnairdy, and James Leslie of Kinninvie, to the Answers for Charles Gordon Writer to the Signet.

[A]<sup>2</sup>, pp. [1] -4.

Notes

Continued from 73 06 15b

There are a further seven papers in this series, none involving Boswell.

B & W

A111:18

73 07 13

July 13.1773. Condescence For Alexander Brebner Merchant in Portsoy.

A<sup>2</sup>, pp. [1] -3, A<sup>2</sup> verso blank, 11" x 8".

A dispute between brother and sister over a bill. A tortuous cause.

Other papers

Petition of Helen Brebner, by Cosmo Gordon, 72 11 19.

Additional Condescence for Alexander Brebner, by Alex. Elphinston, 73 02 24.

Answers for Alexander Brebner, by Alex. Elphinston, 72 12 09.

July 30.1773. Unto the Right Honourable the Lords of Council and Session, the Petition of James Earl Fife, Mr Arthur Duff of Ortown, Advocate, and Captain Duncan Urquhart of Burdsyards.

[A]<sup>1</sup>, p. [1], A<sup>1</sup> verso is blank; measures 12½" x 7½".

Other papers

Answers for Lieutenant Francis Skelly, Mr Cosmo Gordon of Cluny, Advocate, Alexander Gordon of Aberdour, and John Gordon, Sheriff-substitute of Elgin, by Alex. Lockhart (730803)

Notes

Two previous papers precede the above, neither involving Boswell.

This series concerns Elgin (now Moray)

August 3.1773. Answers for General James Abercrombie of Glasloch, and others, to the Petition of William Urquhart of Craigston, Esq;

[A]<sup>2</sup>, pp. [1]-4.

Note

Continued from 73 03 04c

August 7, 1773. Unto the Right Honourable the Lords of Council and Session, the Petition of William Taylor of Southfod,  
Writer in Edinburgh.

A<sup>2</sup>, [B]<sup>I</sup>, pp. [I]-5; B<sup>I</sup> verso is blank; 8" x 10½".

A continuation of 73 06 30<sup>b</sup>

167:8

73 08 09

August 9. 1773. Unto the Right Honourable, the Lords of Council and Session, the Petition of General James Abercrombie of Glassoch, Alexander Donaldson of Kinnairdie [sic], and James Leslie of Kinninvie, against Alexander Davidson of Newton.

[A]-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso is blank.

Note

Continued from 73 06 15c

February 9, 1774. Unto the Right Honourable, the Lords of Council and Session, the Petition of Sir Hector Mackenzie of Gerloch, Baronet, and his Curators.

A<sup>2</sup>, pp. [1]-4; 7" x 9½".

A continuation of 72 04 24

Continued in 74 03 10

A114:19

74 03 05

March 5, 1774. Unto The Right Honourable, The Lords of Council and Session, The Petition Of William Macredie, Esq; of Percietown, Pursuer.

A-D<sup>2</sup>, E<sup>1</sup>, pp. [1]-18, 10" x 7".

A dispute over the selling of a plantation in Virginia, aggravated by the difficulty of communication between Macredie and his attorney there.

Other papers

Answers for William Cunninghame, by W. Craig, 74 04 23.

Replies for William Macredie, by Ilay Campbell, 74 08 02.

Duplies for William Cunninghame, by W. Craig, 74 08 03.



March 9.1774. Unto the Right Honourable the Lords of Council and Session, The Petition Of Samuel Paterson Merchant in Wigtown.

A-B<sup>2</sup>, pp. [1]-8, 10½" x 8".

A dispute over the expences of an earlier cause involving a bill.

Other paper

Answers for John Leuthwait, by Ilay Campbell, 74 04 23 (C24:99).

Notes

The papers in this volume of the Campbell Collection are individually numbered.

This paper is referred to by Bond and Whitten, but not described by them.

March 10.1774. Unto the Right Honourable, The Lords of Council and Session, The Petition Of Sir Hector Mackenzie of Gerloch, Baronet, and his curators.

A<sup>2</sup>, B<sup>1</sup>, pp. [1]-5, 11" x 8".

Also: Copy of the Protest referred to in the foregoing Petition.

B<sup>1</sup> verso, B<sup>2</sup>, [C]<sup>1</sup>, pp.6-10, 11" x 8".

An Englishman, Henry Davidson, had attempted to buy some land from the petitioner's father and money had even changed hands, it seems, when Sir Alexander died and Sir Hector refused to sell. Davidson then took to law to recover his money and this petition is part of the dispute over the costs of the case. For an earlier stage of it, see 72 04 24 (C21:60).

Other papers/

(continued)

Other papers

Petition of Henry Davidson, by Alex. Elphinston, 74 06 16.

Additional Petition of Sir Hector Mackenzie, by Ilay Campbell, 74 06 21.

Answers for Henry Davidson, by Alex Elphinston, 74 07 04.

Note

Boswell also acted for Sir Hector Mackenzie in another cause; see 72 07 18.

April 23.1774. Answers For Hugh Mitchell in Craigman in the Shire of Ayr, and Alexander M'Bryde in Dernehaugh in the Isle of Arran; To The Petition of George Cooper writer to the Signet.

[A]-I<sup>2</sup>, pp.[1]-35, I<sup>2</sup> verso blank, 11" x 7½".

A continuation of 72 08 04.

M6:30

74 07 12

July 12.1774. Memorial for William Simpson, Tenant  
in Muttonhole, against Margaret Thomson, and Thomas  
Ainslie.

A-C<sup>2</sup>, [D<sup>1</sup>], pp. [1] -13, D<sup>1</sup> verso blank, 10½" x 8".

An argument which had dragged on for years - "one of  
the longest and most obstinate litigations in  
proportion to the subject at stake that has perhaps  
at any time occurred" (page 3) - over the payment of  
a debt for 173 pounds Scots (= £14.9.0d).

Other paper

Memorial for Margaret Thomson ..., by Henry Dundas  
(740713)

B & W

Howey

A114:4

74 07 12

A duplicate of a Signet Library paper, M6:30, also described by  
Bond and Whitten.

Other papers

Petition of Margaret Thomson and Thomas Ainslie, by Henry Dundas,  
73 11 16.

Answers for William Simson [sic], by Alex. Lockhart, 73 12 02.

A115:11

74 07 22

July 22.1774. Unto The Right Honourable, The Lords of Council and Session, The Petition of Walter Orrok, Merchant in Edinburgh.

[A]<sup>-B<sup>2</sup></sup>, [C]<sup>1</sup>, pp[1]-9, C<sup>1</sup> verso blank, 11" x 8½".

Orrok took over an Edinburgh coffee-house from a Mary Ogle, who also sold him the furniture of the place, at her own price. This valuation was later disputed by Orrok.

Other papers

Answers for Mary Ogle, by Ro. Blair, 74 10 15.

Petition of Mary Ogle, by Ro. Blair, 74 12 20.

A112:21

74 07 26

July 26.1774. Unto The Right Honourable, The Lords of Council and Session, The Petition Of Hugh Mitchell in Craigman, in the shire of Ayr.

[A]<sup>2</sup>, B<sup>2</sup>, pp.[1]-8, 10" x 7".

A continuation of 72 08 04.



A112:21

74 07 30

July 30. 1774. Unto The Right Honourable, The Lords of Council and Session, The Petition Of Hugh Mitchell in Craigman, in the shire of Ayr.

[A]<sup>2</sup>, pp. [1]-3, A<sup>2</sup> verso blank, 11" x 8".

A continuation of 72 08 04.

A115:25

74 08 06

August 6. 1774. Answers For Robert Anderson, Goldsmith in Inverness, Pursuer; To The Petition of Miss Grizel Fraser, Daughter of the deceast Mr Alexander Fraser one of the Ministers of Inverness, Defender.

A-C<sup>2</sup>, pp. [1]-11, C<sup>2</sup> verso blank, 10½" x 8".

A dispute over the enjoyment of revenue from a tenement whose ownership was also in dispute between the two parties.

Other paper

Petition of Miss Grizel Fraser, by Simon Fraser, 74 07 26.

All8:10

74 10 15

October 15.1774. Information For Thomas Boswall Accountant in Edinburgh, Factor for Miss Ann Watkins, only child of the deceased Adrian Watkins of Skedsbush, Esq; Against John Robertson Writer in Edinburgh, and John Robertson his Son, Tenants of the said Lands.

A-C<sup>2</sup>, [D]<sup>1</sup>, pp.1-14, 10½" x 7½".

Part of a counter-accusation of unlawful seizure or spuilzie against Boswall who had sequestrated the Robertsons' property for arrears of rent.

Other papers

Information for John Robertson and John Robertson, by D. Armstrong, 75 01 17.

Information for William Law, by Robert Blair, 74 12 07.

Condescence for John Robertson, by D. Armstrong, 75 02 22.

Answers for Thomas Boswall, by JAMES BOSWELL, 75 03 02b.

All5: 9a

74 11 15

November 15.1774. Unto The Right Honourable, The Lords of Council and Session, The Petition Of Hugh MacKay of Bowmore in Islay, suspender.

A<sup>2</sup>, B<sup>1</sup>, pp. [1]-6, 10" x 7½".

MacKay passed on a bill to a James Campbell without himself indorsing it. When Campbell went bankrupt, his creditors tried to force MacKay to pay the bill.

Other paper

Answers for Sir James Maxwell and others, by Will. Baillie, 74 11 15.

Notes

The enumerator of the causes in this volume of the Arniston Collection has failed to number this case, although it is clearly distinct from numbers 9 and 10.

The same Hugh MacKay of Bowmore appears in another Boswell cause; see 76 12 17.

January 16.1775. Unto the Right Honourable the Lords of Council and Session, the Petition of William Black, Procurator-Fiscal of the Lyon Court, for the interest of Lord Lyon, King of Arms.

A-G<sup>2</sup>, [H]<sup>1</sup>, pp. [1]-29, H<sup>1</sup> verso is blank, 10" x 8".

A long dissertation on the history of the Lyon Court, brought about by the Lord Lyon's insistence that he alone could lawfully deal with armorial matters in Scotland.

At the instigation of William Murray of Touchadam, the Court of Session had passed an interlocutor in 1774 that it had jurisdiction over the Lyon Court, and Boswell was now attempting to have this altered.

No other papers

Notes

Pages 27-29 comprise an appendix devoted to a copy of the commission appointing the Lord Lyon, and a copy of an advertisement concerning the Lyon's powers, which had been inserted in all Scottish newspapers.

A119:4

75 01 16

A duplicate of a Signet Library paper, 593:1.

Other paper

Answers for William Murray of Touchadam, by Dav. Rae, 75 07 06.

January 26, 1775. Observations for Dr. Alexander Johnson,  
Pursuer; against Crawford's Executors, Defenders.

A<sup>2</sup>-[B]<sup>1</sup>, pp. [1]-5; B<sup>1</sup> verso blank; 10" x 8".

A continuation of 730630; for further stages see 750202;  
750222; 761012; and 770123.

B & W

Howey

January 31, 1775. Unto the Right Honourable, the Lords of Council  
and Session, the Petition and Complaint of Alexander  
Montgomery, Esq; of Coylsfield.

A-B<sup>2</sup>, pp. 11-8; 7 1/2" x 10".

A dispute about the validity of William Cunningham of Brighthouse  
in Ayrshire, having been admitted to its roll of freeholders  
in the county, in October 1774.

Other papers.

Answers for William Cunningham, by Ilay Campbell (750302)

Replies for Alexander Montgomery, by Jo. MacLaurin (750425)

Duplies for William Cunningham, by Geo. Fergusson (750517)



Feb. 2.1775. Unto the Right Honourable the Lords of Council and Session, the Petition of Dr Alexander Johnson, late Military Agent at the Hague, by Robert Boswell, Writer to the Signet, his Attorney.

[A]<sup>1</sup>, pp.[1]-2, 10" x 8".

A continuation of 730630 and 750126; for further stages see 750222; 761012 and 770123.

February 9.1775. Answers For James Jopp, Esq; Lord Provost of Aberdeen, President, and the Rev. Mr George Abercromby Minister of the Gospel at Aberdeen, John Auldjoe late Dean of Guild of Aberdeen, Alexander Gordon Merchant there, Dr Alexander Ross, Dr Thomas Livingston, and Dr Alexander Robertson, Physicians in Aberdeen, George Davidson Cooper there, David Gordon Gardener there, and George Strachan-Keith of Aquhorsk, Esq; Managers of the Royal Infirmary in that City, Defenders; To The Petition of Dr John Memis, Physician in Aberdeen, Pursuer.

A-F<sup>2</sup>, [G]<sup>1</sup>, pp.[1]-25, G<sup>1</sup> verso blank, 10" x 8".

Also: Appendix

A-D<sup>2</sup>, pp.[1]-16, 10" x 8".

An extraordinary dispute arising from Dr Memis's disgruntlement at being styled "Doctor of Medicine" rather than "Physician" in a

translation/

A117:47

75 02 09

(continued) translation of the Royal Charter of Aberdeen Infirmary. In this paper Boswell considers the business of translation and the question of honorific titles most carefully.

Other papers

Six in number, including one by Boswell, 75 04 25, and a copy of the Charter of the Infirmary of Aberdeen, in Latin with the offending English translation.

ELPH 27:4

75 02 16

February 16, 1775. Answers for Jean Moncrieff spouse to William Mitchell, teacher of French in Edinburgh; to the petition of Mrs Anne Burnet, relict of Colonel James Halyburton of Pitcur, now spouse to Andrew Burnet writer to the Signet, and him, for his interest.

[A]<sup>2</sup>-B<sup>1</sup>, pp. [I]-6; 7½" x 10".

A quarrel over the non-payment of an annuity of £5 sterling, promised by Mrs Burnet to the respondent whose aunt was in her employ.

Other paper.

Petition of Mrs Anne Burnet, by Alex Elphinston (750207)

February 22.1775. Unto the Right Honourable the Lords of Council and Session, the Petition of Dr Alexander Johnson, late Military Agent at the Hague, by Robert Boswell, Writer to the Signet, his Attorney.

[A]<sup>2</sup>, pp. [1] -4, 10" x 8".

A continuation of 730630, 750126 and 750202; for further stages see 761012 and 770123.

Note

Duplicate in M5:25.

February 23.1775. Answers For Andrew Callender, Shoemaker in Edinburgh, To The Petition of JeannThomson, Executrix-dative qua relict to the deceased Robert Jamieson, journeyman-coachwright in Edinburgh.

A<sup>2</sup>, B<sup>1</sup>, pp. [1] -6, 10½" x 8".

A struggle by Callender, who had been declared bankrupt, to prevent one of his former creditors satisfying herself at the expense of his first steps in recovering his finances. Boswell remarks on the transitional nature of Scots law on this point, comparing it with the English practice.

Other paper

Petition of Jean Thomson, by Ro. Sinclair, 75 02 08.

February 24.1775. Unto the Right Honourable, The Lords of Council and Session, The Petition of Mrs Euphemia Rickson Widow of the late Lieutenant Colonel William Rickson.

A-B<sup>2</sup>, [C]<sup>1</sup> recto, pp.[1]-9, 11" x 8".

Also: Letters referred to in the foregoing Petition.

[C]<sup>1</sup> verso, [C]<sup>2</sup>, [D]<sup>1</sup>, pp.10-14, 11" x 8".

A dispute over the perquisites of a company officer in a British line regiment of foot. The paper contains details of army pay and of foreign exchange rates.

Other papers

Answers for Major John Bird and others, by Ilay Campbell, 75 08 04.

Petition of Mrs Euphemis Rickson, by JAMES BOSWELL, 75 07 03.

Answers for Major John Bird and others, by Ilay Campbell, 75 04 25.

M6:45 ; A 118:35.

75 03 02<sup>a</sup>

March 2.1775. Unto the Right Honourable, the Lords of Council and Session, the Petition of Andrew Howatson of Craigdarroch, in Ayrshire.

A-D<sup>2</sup>, pp.[1]-16, 11" x 8½"; 'D' wrongly lettered 'C'.

Also: Proof

A-B<sup>2</sup>, [C]<sup>1</sup>, pp.[1]-9, C<sup>1</sup> verso blank.

A dispute over the cutting down of certain trees in a wood owned by Hugh Logan, but rented from him by Howatson. It was alleged that Howatson had cut down the trees without Logan's consent.

Other paper

Answers for Hugh Logan ..., by Dav. Rae (750621)



A118:10

75 03 02b

March 2.1775. Answers for Thomas Boswall Accountant in Edinburgh, Defender; To The Condescendence for John Robertson Writer in Edinburgh, and his Son, Pursuers.

A<sup>2</sup>, pp. [1]-4, 11" x 8½".

A continuation of 74 10 15.

A118:17

75 03 07

March 7.1775. Unto the Right Honourable the Lords of Council and Session, The Petition Of Christian Riddoch, only Child of the Reverend Mr James Riddoch, one of the Ministers of St Paul's Chapel in Aberdeen, and Others, Defenders.

A-B<sup>2</sup>, [C]<sup>1</sup>, pp. [1]-9, C<sup>1</sup> verso blank, 11" x 8".

Also: March 4.1775. Copy Of The Proof In The Process, John Hay, Assignee of Macbain, Against Mr James Riddoch, and others.

[A]<sup>2</sup>, pp. [1]-4, 11" x 8".

A defence against a claim for expenses arising out of a cause settled in 1772.

Other paper

Answers for John Hay, by Ilay Campbell, 75 04 25.

A117:47

75 04 25

April 25.1775. Duplies For James Jopp, Esq; Lord Provost of Aberdeen, President, and the Rev. Mr George Abercromby Minister of the Gospel at Aberdeen, John Auldjoe late Dean of Guild of Aberdeen, Alexander Gordon Merchant there, Dr Alexander Ross, Dr Thomas Livingston, and Dr Alexander Robertson, Physicians in Aberdeen, George Davidson Cooper there, David Gordon Gardener there, and George Strachan-Keith of Aquhorsk, Esq; Managers of the Royal Infirmary in that City, Defenders; To The Replies for Dr John Memis, Physician in Aberdeen, Pursuer.

A-B<sup>2</sup>, pp[1]-7, B<sup>2</sup> verso blank, 10½" x 8".

A continuation of 75 02 09.

Note

Handwritten on this paper appear the words "a rectified copy".

A118:30

75 06 12

June 12.1775. Answers For Susanna Jack, late Housekeeper to William Copland of Collieston, Esq; Advocate, Pursuer; To The Petition of the saïd William Copland, Esq; Defender.

A-E<sup>2</sup>, pp.[1]-19, E<sup>2</sup> verso blank, 11" x 8".

Basically a paternity suit brought by Susanna Jack against Copland, who denied the child was his on the grounds that it had been born too long after he ceased being intimate with Jack.

Other papers

Petition of William Copland, by D. Armstrong, 75 02 21.

Petition of Susanna Jack, by JAMES BOSWELL, 75 07 06.

All6:11

75 06 20

June 20.1775. Information For John Buchanan-Kincaid, Esq; of Carbeth and Auchinreoch, Pursuer, Against James Miller, in Shiels, Defender.

A-B<sup>2</sup>, C<sup>1</sup>, pp.[1]-10, 10½" x 7".

Also: Depositions of Witnesses in the Cause William [sic, amended to "John" by hand] Buchanan of Carbeth against James Miller.

[A]<sup>2</sup>, pp.[1]-4, 10½" x 7".

A dispute over rent of a muir owned by the pursuer.

Other papers

Information for James Miller in Shéills [sic], by Andrew Rolland, 75 06 20.

Petition of James Miller, by Andrew Rolland, 73 07 02.

All9:28

75 07 03

July 3.1775. Unto the Right Honourable the Lords of Council and Session, The Petition Of Mrs Euphemia Rickson, Widow of the late Lieutenant Colonel William Rickson.

[A]-B<sup>2</sup>, [C]<sup>1</sup>, pp.[1]-10, 10½" x 7½".

A continuation of 75 02 24. This paper makes clear what the other vaguely implies: that Colonel Rickson served in Scotland rather than in Gibraltar with his company and that, although entitled to his perquisites despite his absence, he was adversely affected by the decision of officers in Gibraltar, with the regiment, to divide the perquisites of absent officers among themselves.

A119:8

75 07 05

July 5.1775. Memorial For John Anderson, Maltman in Calton of Glasgow, Against Margaret Buchanan, wife of Andrew Harvie weaver there.

A-B<sup>2</sup>, pp. [1] -7, B<sup>2</sup> verso blank, 10½" x 8".

Since Margaret Buchanan had refused to honour a bond she gave Anderson, she had been imprisoned in the Glasgow Tolbooth. The point here in dispute is the legality of this, to which Anderson replied that he was willing she should go free, provided she honoured her bond.

Other paper

Memorial for Margaret Buchanan, by Henry Erskine, 75 07 20.

A118:30

75 07 06

July 6.1775. Unto the Right Honourable, The Lords of Council and Session, The Petition Of Susanna Jack, late Housekeeper to William Copland of Collieston, Esq; Advocate.

A<sup>2</sup>, pp. [1] -4, 11" x 8".

A continuation of 75 06 12.



July 21.1775. Unto the Right Honourable, The Lords of Council and Session, The Petition Of Robert Shortreid Merchant in Leith.

A-B<sup>2</sup>, [C]<sup>1</sup>, pp. [1]-9, C<sup>1</sup> verso blank, 11" x 8".

A dispute over Shortreid's claim for commission on orders he had won in Scotland for Philip Vermaat, a flax-merchant of Rotterdam.

Other Papers

Petition of Philip Vermaat and John Eiston, by Andrew Crosbie, 75 03 08.

Answers for Robert Shortreid, by D. Armstrong, 75 04 25.

Answers for Philip Vermaat and John Eiston, by Andrew Crosbie, 75 08 04.

Note

Boswell also acted for Shortreid in another cause; see 77 06 19.

M52:9 ; A116:45.

75 07 26

July 26.1775. Unto the Right Honourable the Lords of Council and Session, the Petition of Barbara Blair, Daughter of the deceased Thomas Blair of Newton, and John Malloch, her husband, for his interest.

A-B<sup>2</sup>, pp. [1]-8, 10" x 8".

A wrangle concerning the legality of a trust-deed for £100, granted by a woman during the period of the proclamation of her banns of marriage, without the consent of her future husband.

Other paper

Answers for Patrick Blair ..., by W. Nairne (751114)

Notes

Duplicate in M6:51

See also 76 01 11a

162:14

75 08 03

August 3.1775. Unto the Right Honourable the Lords of Council and Session, the Petition of George Webster Merchant in Edinburgh.

[A]<sup>2</sup>, pp. [1]-4, 9½" x 7½".

Deals with a claim for payment for services rendered by Alexander Grant, an Edinburgh lawyer, in connection with debts incurred by the deceased Leslie Grant of Balquhain in Aberdeenshire. Webster was trustee for Leslie Grant's creditors.

No other papers.

C31:22

75 08 10

August 10.1775. Unto the Right Honourable the Lords of Council and Session, The Petition Of Charles Stewart Drover in Dunse.

[A]<sup>2</sup>, pp. [1]-4, 10½" x 8".

A dispute over the right of Archibald Swinton, from whom Stewart had rented pasture-lands, to take Stewart's cattle as security for arrears of rent.

Note

See also 76 02 14 (A121:23).

October 14.1775. Information For Robert Hope Tenant to the Right Honourable the Lord Chief Baron at Minzion, pursuer, Against James Duncan late Wright at Leith, and Thomas Wallace Mason there, defenders.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1] -10, 10½" x 7½".

Also: Declaration of James Duncan, referred to in the foregoing Information.

[C]<sup>2</sup>, D<sup>1</sup>, pp.11-14, 10½" x 7½".

Wallace had tried to extract payment of a bill given his brother-in-law, Duncan, by Hope as part-payment for a tenement in Leith, subject to Hope's finding no incumbrances upon it, a condition not fulfilled.

#### Other papers

Information for Thomas Wallace, by Geo. Buchan Hepburn, 75 12 07.

Petition of Thomas Wallace, by Geo. Buchan-Hepburn, 76 02 13.

M7:1 ; A116:17.

75 11 23

23.November 1775. Memorial for John Carmichael Shopkeeper in Morpeth, in the County of Northumberland, Suspender. Against William Scott Merchant in Newcastle, and Bain Whyte Writer in Edinburgh, his Attorney.

[A] -C<sup>2</sup>, pp. [1] -12, 11" x 8½".

A plea to release Carmichael from prison in Edinburgh. He had been committed there for the non-payment of a £65 debt due to Scott, who alleged that Carmichael had gone to Scotland to avoid paying any of his debts in England.

#### Other paper

Memorial for William Scott ..., by Jo. Maclaurin  
(751121)

A duplicate of a Signet Library paper, M7:1.

Other paper

Notes of Decisions, relative to the case Carmichael against  
Scot, 75 12 02.

DREG 47:17

75 12 21

December 21, 1775. Answers for Dougall Maxwell of Cowhill, Esq;  
to the petition of Sir William Maxwell of Springkell, Bart.

A-C<sup>2</sup>, [D]<sup>I</sup>, pp. [1]-13; D<sup>I</sup> verso is blank; 8" x 10½".

An earlier stage of 76 07 11

Other papers.

Petition of Sir William Maxwell, by D. Armstrong (751205)

Petition of Dougal Maxwell, by Andrew Crosbie (760304)

Answers for Sir William Maxwell, by Jo. Maclaurin (760420)

Duplies for Sir William Maxwell, by D. Armstrong (760718)



Jan. 11. 1776. Answers for Barbara Blair, Daughter of the deceased Thomas Blair of Newton, and John Malloch, her Husband, for his Interest; and for the just and lawful Creditors of the said John Malloch; to the Petition presented in the Name of the said Barbara Blair, along with Patrick Blair, James Hay, and James Ross, designing themselves Trustees of the said Barbara Blair.

[A<sup>2</sup>], pp. [1]-3, A<sup>2</sup> verso blank, 10" x 8".

A continuation of 75 07 26.

January 11. 1776. Answers for William Sandeman and Company, Merchants in Perth, Pursuers; to the Petition of Robert Doig Manufacturer in Dundee, Defender.

A-G<sup>2</sup>, pp. [1]-27, G<sup>2</sup> verso blank, 10" x 8".

A dispute over the alleged non-payment in 1769 of £113.3.3d by Robert Doig for a large quantity of yarn bought by him from Robert Lyon, a merchant in Dundee, acting on behalf of W. Sandeman & Co.

Other paper

Petition of Robert Doig ..., by Geo. Wallace (751130)

347:4

76 02 08

February 8.1776. Answers for Alexander Ferry of Springside, charger; to the Petition of Thomas and Andrew Chalmers, tenants in Yonderhouses, suspenders.

[A]-C<sup>2</sup>, [D]<sup>1</sup>, pp. [1]-13, D<sup>1</sup> verso is blank, 9" x 7 $\frac{1}{4}$ ".

A dispute between the Chalmers and Ferry over the amount of rental for farm land at Dykehead, in Ayrshire.

Other paper

Petition of Thomas and Andrew Chalmers, by Robert Cullen (760119)

A121:23

76 02 14

February 14.1776. Unto The Right Honourable The Lords of Council and Session, The Petition Of Charles Stewart Drover in Dunse.

A-B<sup>2</sup>, pp. [1]-8, 10 $\frac{1}{2}$ " x 7 $\frac{1}{2}$ ".

A continuation of 75 08 10.

Other paper

Answers for Archibald Swinton, by Cha. Hay, 76 04 20.

February 16, 1776. Unto the Right Honourable the Lords of Council and Session, the Petition of David Jack merchant in Longforgan.

A-F<sup>2</sup>, pp. [1]-24; 8" x 10½".

The petitioners linen-making firm had gone bankrupt in 1769, but not before Jack had drawn £1,000 from the General Bank in Perth. Cramond, a cautioner had ultimately paid the Bank part of this sum, and had obtained a decret<sup>e</sup>-arbitral against Jack in order to recover it, and it was the terms of this which were now in dispute.

Other paper.

Answers for George Cramond, by B.W.M'Leod (760614)

February 22, 1776. Unto the Right Honourable the Lords of Council and Session, the Petition of Hugh Burn in Aberlady.

A<sup>2</sup>, [B<sup>1</sup>], pp. [1]-5, B<sup>1</sup> verso blank, 11" x 9".

In 1769 the petitioner had ordered a quantity of old wine from the house of Edward Burn and Sons in Lisbon, and paid part of the bill before the wine was delivered. On its receipt, he considered that the wine was in fact new, and he refused to pay the balance of £26, whereupon the action was raised by the respondents.

Other paper

Answers for Edward Burn and Sons ..., by Jo. Maclaurin (760227)

See also: 77 06 25.

February 22, 1776. Unto the Right Honourable the Lords of Council and Session, the Petition of Christian and Katherine Sclaters, daughters and heirs-portioners of the deceased Robert Sclater merchant in Leith, and Marion Notman their mother and curatrix.

A-D<sup>2</sup>, [E]<sup>1</sup>, pp. [I]-17; E<sup>1</sup> verso is blank; 8" x 10½".

A long drawn-out wrangle over the sale of property in Leith Walk, in dispute owing to the death of the petitioners' father two days after the transaction was concluded- in 1769!

Other papers.

Petition of George Seton and John Scotland, by Robert Blair  
(741201)

Answers for Christian and Katherine Sclaters, by Rob. M'Queen  
(741221) Plus five other papers.

(See also 77 06 19 & 77 08 06 where Shortreid is concerned)

594:11; A117:44.

76 06 14<sup>a</sup>

June 14, 1776. Unto the Right Honourable the Lords of Council and Session, the Petition of Robert Hope, tenant to the Right Honourable the Lord Chief Baron, at Minzions.

A-C<sup>2</sup>, pp. [1]-11, C<sup>2</sup> verso is blank, 9½" x 7".

An amusing altercation between Hope, a farmer, and Thomas Tweedie, a country gentleman. In December 1772 Tweedie, a large, apparently athletic man, boasted that he could walk from Tweedsmuir to Edinburgh (some 36 miles distant!) before Hope could - Hope being a much smaller, undersized person. The walk duly started, and although Tweedie had a better start, going off before Hope was ready, he lasted less than five miles; Hope carried on and eventually reached Edinburgh, with witnesses to prove that he had gone the full course. Thereafter Tweedie refused to fulfil the wager, which had been agreed as 'one pipe of port', on the grounds that he had been jesting; but Hope would not have this, and brought the matter to court.

N.B. A 'pipe' is equal to 105 gallons, or £40 worth of port in these days.

Notes

A proof, giving the evidence of Hope's witnesses, occupies nine separately numbered pages, and forms an appendix.

No other papers



June 14.1776. Unto the Right Honourable the Lords of Council and Session, The Petition Of The Procurator-Fiscal Of The Lyon-Court, for the Interest of the Lord-Lyon King of Arms.

A-E<sup>2</sup>, [F]<sup>1</sup>, pp.[1]-21, F<sup>1</sup> verso blank, 11" x 8".

A paper in the action to enforce the payment of fees for registration and licensing of armorial bearings from William Murray of Touchadam; see 75 01 16, 77 07 31 and 78 07 07. The paper is jointly signed by Boswell and Alex. Murray.

Other papers

Answers for William Murray, by Dav. Rae, 76 11 09.

Petition of the Procurator-Fiscal of the Lyon Court, by Alex. Murray, 76 12 19.

July 11.1776. Replies For Dougal Maxwell of Cowhill, Pursuer; To The Answers for Sir William Maxwell of Springkell, Baronet, Defender.

[A]-C<sup>2</sup>, D<sup>1</sup>, pp.[1]-14, 11" x 8".

Also: Appendix.

[D]<sup>2</sup>, E<sup>2</sup>, [F]<sup>1</sup>, pp.15-21, F<sup>1</sup> verso blank, 11" x 8".

An attempt by Dougal Maxwell to bring to account a factor of the estate of Cowhill, for whom Sir William Maxwell had stood as cautioner.

Other papers

Petition of Dougal Maxwell, by Andrew Crosbie, 76 03 04.

Answers for Sir William Maxwell, by Jo. Macclaurin, 76 04 20.

Duplies for Sir William Maxwell, by D. Armstrong, 76 07 18.

August 2.1776. Memorial For Archibald Earl of Eglintoune, proprietor of the Lands of Cleugh, in the Parish of Eastwood; and John Givan of Mains, Tacksman of the said Lands; Against Patrick Craig Roadmaker in Neilston.

A--B<sup>2</sup>, pp. 1 -8, 11" x 8".

A dispute over Craig's authority to take stone from the Earl of Eglintoune's land in order to repair damage made elsewhere by the construction of a public highway.

Other paper

Memorial for Patrick Craig and the trustees on the turnpike-road leading from the village of Gorbals to Floak-bridge, by W. S. Cathcart; 76 08 01.

M52:5; A122:27; C30:19.

76 10 12<sup>a</sup>

October 12.1776. Answers for Doctor Alexander Johnson, late Military Agent at the Hague, now residing in London, by Robert Boswell, Writer to the Signet, his Attorney, Pursuer; to the Petition of Patrick Crawford of Auchinames, Esq; and Gilbert Meason Merchant in Edinburgh, Executors of the deceased Mr James Crawford Merchant in Rotterdam, Defenders.

A-D<sup>2</sup>, [E]<sup>1</sup>, pp. [1] -17, E<sup>1</sup> verso is blank, 10" x 8".

A continuation of 730630, 750126, 750202 and 750222; for a further stage see 770123.

A117:38

76 10 12b

October 12.1776. Answers For John Wyllie, Merchant in Kilmarnock, Charger; To The Petition of John Cumming Merchant in Kilmarnock, Suspender.

[A]-B<sup>2</sup>, pp.[1]-7, B<sup>2</sup> verso blank, 10½" x 8".

A dispute arising from the bankrupt Cumming's efforts to get the better of his creditors by allowing preferential treatment to some, but not to Wyllie.

Other paper

Petition of John Cumming, by Dav. Dalrymple, 76 08 01.

A117:44

76 10 12c

October 12.1776. Replies For Robert Hope late tenant at Minzions, now in Darnhall-mains, Pursuer, To The Answers for Thomas Tweedie of Oliver, Defender.

Title, verso blank, A-C<sup>2</sup>, D<sup>1</sup>, pp.[1]-14, 10½" x 7½".

A continuation of 76 06 14.

Other papers

Answers for Thomas Tweedie, by D. Armstrong, 76 06 27.

See also 76 12 13.

November 14.1776. Unto the Right Honourable the Lords of Council and Session, the Petition of Hugh Mitchell, late tenant in Craigman, now tenant in Auchinflower, defender.

[A]-D<sup>2</sup>, pp. [1] -16, 10½" x 8".

of A wrangle between Mitchell and the Earl of Dumfries over the alleged non-payment of £40 rental for a farm on the latter's estate, in Ayrshire.

No other papers

November 21.1776. Unto the Right Honourable the Lords of Council and Session, The Petition of Andrew, Mary, Agnes, George, and William Littles, Children and Representatives of James Little, Tenant in Barnsdale, now deceased, Chargers.

[A]-B<sup>2</sup>, [C]<sup>1</sup>, pp. [1] -9, C<sup>1</sup> verso blank, 10½" x 8".

A wrangle over a bill for £160, allegedly to James Little's credit, in which both parties accused the other of attempted fraud.

Other papers

Petition of John Carruthers, by D. Armstrong, 76 12 05.

Petition of the Littles, by JAMES BOSWELL, 77 01 29.

Answers for John Carruthers, by D. Armstrong, 77 01 19.

Condescendence for the Littles, by JAMES BOSWELL, 77 03 06.

Condescendence for John Carruthers, by D. Armstrong, 77 03 06.



November 28, 1776. Memorial for Henry Anderson shoemaker in Edinburgh, suspender, against John Andrew merchant in Edinburgh, charger.

A<sup>2</sup> - B<sup>1</sup>, pp. [1] -6; 7½" x 9½".

A disagreement between Anderson, who had in effect become bankrupt, and Andrew, to whom it was alleged he owed £21 sterling.

Other paper.

Memorial for John Andrew, by Jo. Maclaurin (761205)

December 13, 1776. Unto the Right Honourable the Lords of Council and Session, The Petition of Robert Hope in Darnhallmains.

A<sup>2</sup>, B<sup>1</sup>, pp [1] -6, 11" x 8".

A continuation of 76 06 14.

Note

It appears from this petition, and the word "Refuse" written upon it, that Hope lost his case.

M7:40

76 12 17

December 17.1776. Information for Hugh Mackay in Bowmore, in the island of Islay, Defender, against David Elliot Merchant in Glasgow, Pursuer.

A-C<sup>2</sup>, pp. [1]-11, C<sup>2</sup> verso blank, 10½" x 8".

An argument about a debt of £24.2.10½d allegedly owing to Elliot by Mackay. It is of interest that the Reporter of the case was Lord Auchinleck and that Counsel for the pursuer was Claud Boswell.

Other paper

Information for David Elliot ..., by Claud Boswell (761217)

A125:5

76 12 17

A duplicate of a Signet Library paper, M7:40.

Other papers

Petition of David Elliot, by Ilay Campbell, 77 01 28.

Answers for Hugh Mackay, by Dav. Rae, 77 02 20.

Dec. 20. 1776. Unto the Right Honourable the Lords of Council and Session, The Petition of Doctor Alexander Johnson, late Military Agent at the Hague, now residing in London, by Robert Boswell, Writer to the Signet, his Attorney.

A<sup>2</sup>, pp. [1]-3, A<sup>2</sup> verso blank, 10½" x 8".

A continuation of 73 06 30.

Other papers

Observations for Patrick Crawford and Gilbert Meason, by Alex. Murray, 75 01 24 (C30:15).

Petition of Patrick Crawford and Gilbert Meason, by Alex. Murray, 76 07 23 (C30:18, and also at A122:27).

Note

Papers in this volume of the Campbell Collection are individually numbered.

January 2. 1777. Answers For John Cutlar, late of Argrennan, and James Murray of Broughtoun, John Dalziel of Barncrosh, and John Syme Writer to the Signet, his Trustees; To The Petition of Fergus Rae Flesher in Dumfries.

A -F<sup>2</sup>, G<sup>1</sup>, pp. [1]-25, G<sup>1</sup> verso blank, 10½" x 7½".

A dispute over the commission Cutlar should pay to Rae for financial dealings on his behalf.

Other paper

Petition of Fergus Rae, by Andrew Crosbie, 76 11 30.

Note

Handwritten on this paper are the words "corrected copy".

January 14.1777. Unto The Right Honourable, The Lords of Council and Session, The Petition Of John-Alexander-Robert Finlayson,, eldest son of the deceased John Finlayson, Miniature-painter, sometime in Edinburgh, thereafter in London; and of Alexander, Alice, Elisabeth, and Kellet-Helenor Finlaysons, the said deceased John Finlayson's younger children; and Joseph Thomson, Saddler in Edinburgh, their factor loco tutoris.

A-C<sup>2</sup>, pp. [1] -12, 10" x 7".

A struggle between two sets of heirs for the revenue of a group of shops in Edinburgh.

Other paper

Answers for Alison Clark, by Ilay Campbell, 77 01 31.

Note

Other copies of both these papers are to be found in the Campbell Collection, C31:55 & 56.

Jan.23.1777. Unto the Right Honourable the Lords of Council and Session, the Petition of Doctor Alexander Johnson, late Military Agent at the Hague, now residing in London, by Robert Boswell, Writer to the Signet, his Attorney.

A<sup>2</sup>, B<sup>1</sup>, pp. [1] -6, 10" x 8".

A continuation of 730630, 750126, 750202, 750222 and 761012; a final plea in a case which had been raised after the death of James Crawford in 1766!



A124:25

77 01 29

January 29.1777. Unto the Right Honourable the Lords of Council and Session, The Petition Of Andrew, Mary, Agnes, George, and William Littles, Children and Representatives of James Little, Tenant in Barnsdale, now deceased, Chargers.

[A]<sup>-C<sup>2</sup></sup>, pp. [1]-11, C<sup>2</sup> verso blank, 10½" x 7½".

A continuation of 76 11 21.

A124:25

77 03 06

March 6.1777. Condescendence For Andrew, Mary, Agnes, George and William Littles, Children and Representatives of James Little, Tenant in Barnsdale, now deceased, Chargers; Against John Carruthers of Braes, Suspender.

[A]<sup>1</sup>, p. [1], verso blank, 11" x 7½".

A continuation of 76 11 21.

M8:13 ; A124:6.

77 04 26

April 26.1777. Answers for Andrew Henry, late in West Auchinlingford, and William Pagan in Kyle, and James Johnston Merchant in Cumnock, his Trustees, Pursuers; to the Petition of James, Joseph, and Mary Pedines, Children of the deceased James Pedine of Auchinlångford, Defenders.

[A] -C<sup>2</sup>, pp. [1] -11, C<sup>2</sup> verso blank, 10½" x 8½".

"Forgery is the most dangerous and pernicious offence in civilized society" - so Boswell opens his case, in which he attempts to prove that the deceased James Pedine forged a receipt for a bill amounting to £136.10/-, dated 16th January 1766, due to Henry. The case was first heard in 1768, and "wakened" in 1774.

It is of interest that the opposing counsel was Claud Boswell; and that in 800210, Boswell acted for the Pedine children.

Other paper

Petition of James, Joseph and Henry Pedines...., by  
Claud Boswell (770308)

A127:28

77 06 17

17th June 1777. Unto the Right Honourable the Lords of Council and Session. The Petition Of Andrew Ross, Merchant in the Island of Unst, in the lordship of Zetland.

A-B<sup>2</sup>, [C]<sup>1</sup>, pp. [1] -9, 10½" x 7½".

Also: Copy Letter from Sir Laurence Dundas's Factor.

[C]<sup>1</sup> verso, p.10, 10½" x 7½".

An earlier stage of 78 02 12 (C29:21), a copy of which is also found in this volume.

Other papers

Petition of Andrew Ross, by Hugo Arnot, 77 03 05.

Answers for Sir Laurence Dundas, by Alex. Murray, 77 07 03.

Answers for Sir Laurence Dundas, by Andrew Crosbie, 78 02 24.

June 19th, 1777. Answers For Robert Shortreid Merchant in Leith, defender; To The Petition of Messrs Cameron and Hogg Grocers in London, and John Robertson Writer in Edinburgh, their trustee, pursuers.

A-C<sup>2</sup>, [D]<sup>1</sup>, pp. [1] -13, D<sup>1</sup> verso blank, 10½" x 7½".

A dispute over payment for a chest of tea sent to Shortreid from London and which he denied having ordered; the argument was made more bitter by the fact that the tea had been lost at sea before it reached Edinburgh.

Other papers

Petition of Mess. Cameron and Hogg, by Andrew Crosbie, 77 02 28.

Petition of Robert Shortreid, by JAMES BOSWELL, 77 08 06.

Note

Boswell also acted for Shortreid in another cause; see 75 07 21.

June 20.1777. Unto the Right Honourable the Lords of Council and Session, The Petition Of David Jack, Merchant in Longforgan.

A-B<sup>2</sup>, pp. [1] -7, B<sup>2</sup> verso blank, 11" x 8".

In the first place, a dispute about the conditions upon which Jack built a house on the Earl of Strathmore's land; in the second place, a dispute about whether the interest on the funds Strathmore advanced Jack for the building was in lieu of rent. A complex cause, in which the parties seem to discuss different questions.

Other paper

Answers for John, Earl of Strathmore, by W. Nairne, 77 07 10.

M8:5

77 06 25

June 25.1777. Unto the Right Honourable the Lords of Council and Session, the Petition of Hugh Burn in Aberlady.

A<sup>2</sup>, B<sup>1</sup>, pp. [1] -6, 11" x 9".

A continuation of 76 02 22.

Other paper

Answers for Edward Burn and Sons ..., by Jo. Maclaurin (770703)

595:8

77 07 26

July 26.1777. Answers for George Keith, late Earl of Marischall, to the Petition given in in name of the Governor and Company of Undertakers for raising the Thames-water in York-buildings.

A<sup>2</sup>, pp. [1] -3, A<sup>2</sup> verso is blank, 9" x 7 $\frac{1}{2}$ ".

A dispute, with involved legal overtones, concerning the sale, in 1764, of part of the estate of Marischal; the amount was finally decided on at £8,012, plus interest from Whitsunday 1774.

Other paper

Petition of the Governor and Company of Undertakers ..., by John Swinton (770711)



M8:45

77 07[31]

July [31].1777. Information for the Procurator-Fiscal of the Lyon Court, for the Interest of the Lord Lyon, King of Arms; against William Murray of Touchadam, Esq.

A-C<sup>2</sup>, pp. [1] -12, 10½" x 8½".

The Lord Lyon had decided in 1773, in an effort to stamp out the illegal use of armorial bearings, to make an example of Murray. The case had twice gone to the Court of Session and interlocutors granted in favour of Murray; this was a third attempt to make Murray pay the recognised matriculation fees.

Other paper

Information for William Murray ..., by Dav. Rae (771111)

B & W

Howey

ELPH 33:I

(Continued)  
77 07[31]

A duplicate of M8:45. However a Copy Condescendence is reproduced only in ELPH 33:I ; this forms pp. 12-13 of a further petition of the Procurator Fiscal of the Lyon Court (by Alex Murray, 78 07 08) and is written by Boswell.

A125:33

77 08 05

5th August 1777. Memorial For George Lindsay Vintner in Canongate, Against Messrs Robert Kirkland writer in Edinburgh, William Schaw bookseller there, Oswald Fotheringham writer there, and John Watson younger of Turin.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1] -10, 10½" x 7".

A dispute about an alehouse bill. The paper includes details of the bill, which, to quote Boswell, "far exceeds those found in the pockets of Sir John Falstaff."

A125:38

77 08 06

August 6.1777. Unto the Right Honourable the Lords of Council and Session, The Petition Of Robert Shortreid, Merchant in Leith.

A-C<sup>2</sup>, pp. [1] -12, 11" x 8".

Also: Case.

[D]<sup>1</sup>, pp. [13] -14, 11" x 8".

A continuation of 77 06 19. The Case at the end of the paper is an hypothetical statement of the dispute, put as a question to several merchants to elicit their opinion of Shortreid's cause; no less than thirty Edinburgh and Leith merchants are named as supporting his side of the question.

16th December 1777. Information for Archibald Rule tenant in Graystonlees, with concurrence of his Majesty's Advocate. Prosecutor, against George Smith marchant in Greenlaw, Alexander Christie senior writer in Dunse, and Robert Hamilton sheriff-officer there. Pannels.

A-E<sup>2</sup>, F<sup>I</sup>, pp. I -22; 7½" x 10".

A somewhat <sup>usual</sup> ~~unsound~~ case in that Rule was accusing the three others of having murdered his son. Rule senior had owed Smith money but failed to pay; whereupon the three visited Rules' farm with the intention of taking livestock in lieu. Rule junior intervened and a scuffle ensued; he died three days later. The defendants considered his death to have been caused by a fever, which he had contracted previous to the altercation.

Other paper.

Information for George Smith, Alexander Christie, and Robert Hamilton, by Dav.Rae (771230)

A126:17

78 01 01

January 1.1778. Memorial For Hugh Mitchell, late Tenant in Craigman, Defender; Against Patrick Earl of Dumfries, Pursuer.

[A] -B<sup>2</sup>, pp. [1] -8, 10½" x 7½".

A continuation of 76 11 14.

Other papers

Four in number, none involving Boswell.

Duplicates of a paper described by Bond and Whitten.

Other papers

Information for Sir Walter Montgomery-Cunninghame, by Henry Dundas, 77 09 27 (A128:45).

Information for John Montgomery-Beaumont and others, by Ilay Campbell, 77 11 25 (A128:45).

Answers for John Montgomery-Beaumont and others, by Geo. Buchan-Hepburn, 78 02 26 (A128:45).

In the Campbell collection, there are three "other papers", C34:70-72, none by Boswell.

February 12.1778. Unto the Right Honourable the Lords of Council and Session. The Petition Of Andrew Ross, Merchant in the island of Unst in the lordship of Zetland, heretable [sic] Proprietor of the lands of Underhoul and Crosbister, lying in the said island of Unst and lordship of Zetland; and of Alexander More, Nicol Manson, Andrew More, Robert More, George Brown, and Lawrence Ibister, his Tenants in these lands.

A-B<sup>2</sup>, pp. [1] -7, B<sup>2</sup> verso blank, 10½" x 7½".

A dispute between Ross and Sir Lawrence Dundas of Kerse over the proprietorship of the island of Unst in the Shetlands.

Other paper

Answers for Sir Lawrehce Dundas of Kerse, by Andrew Crosbie, 78 02 24.

Note

See also 77 06 17.



February 24.1778. Unto the Right Honourable the Lords of Council and Session, The Petition Of James Crawford, Tenant in Orchard.

[A]-D<sup>2</sup>, pp. [1]-16, 10½" x 7".

Crawford had taken over management of a farm from his aged father, thinking that he had the approval of his landlord, but when the father died the landlord tried to deny Crawford the tenancy.

Other papers

Answers for James Whitefoord, by Geo. Fergusson, 78 04 23.

Petition of James Whitefoord, by Andrew Crosbie, 78 06 25.

February 25.1778. Answers for Terence Duggan, bleacher at Foord, pursuer, to the Petition of Archibald Gilchrist, merchant in Edinburgh, defender.

A<sup>2</sup>, [B]<sup>1</sup>, pp. [1]-5; B<sup>1</sup> verso is blank, 10" x 8".

A disagreement over payment for the bleaching of linen during the years 1766, 1767 and 1768; this was a long, drawn-out case, which hardly seems to have justified the amount claimed, viz., £24-3-9d.

Other papers

Petition of Archibald Gilchrist, by Alex. Elphinston (780211)

Information for " " " " " (791002)

Answers for " " " " " (800210)

and see also 79 10 02 and 80 10 21.

February 27.1778. Answers for John Alexander-Shaw of McIlston, eldest son of David Shaw merchant in St. John's Clachan, and heir and executor to the deceased John Alexander of McIlston, his granduncle; to the Petition of Mary Kerr, spouse of William McMillan younger of Auchinshinnock, and her husband, for his interest.

[A]-D<sup>2</sup>, pp. [1]-12 and Appendix 1-4, 10 $\frac{1}{2}$ " x 8".

tr. A family dispute over the ownership of a £1,000 note, left in the estate of John Alexander.

#### Notes

The Appendix is entitled "Condescension of facts and circumstances, to shew that Mary Kerr obtained possession of the Note in a fraudulent manner ..."

u In a copy of Alexander's will, appended to the memorial mentioned below, it is stated "I leave to Mr James Boswell of Auchinleck, Advocate, theirty[sic] pounds sterling money, in order that he may give advice to my heir, to keep him from pleas or debates; and to be comfortable to him, for the which the heir is to pay him for his advice now and then" (1773).

#### Other papers

Petition of Mary Kerr - not traced.

Memorial for Katharine Gerran ...., by Robert Cullen (810119)

C35:42

[78 06 16]

Condescence for James Gilkie, referred to in the foregoing answers.

[D]<sup>2</sup>, E<sup>1</sup>, pp. 15-18, 10 $\frac{1}{2}$ " x 7 $\frac{1}{2}$ ".

A dispute over Gilkie's proposal to divide up some common land.

This paper is signed by James Gilkie, James Boswell, George Fergusson and D. Armstrong, and appears as an appendix to Answers for James Gilkie, signed by himself, 78 06 16. From evidence in another paper, the Petition of Alexander Hay, by Ilay Campbell, 77 08 07, it seems likely that the condescence here described should be dated to early February, 1777.

#### Note

Boswell acted for Gilkie earlier; see 67 04 25.

July 1.1778. Unto The Right Honourable, The Lords of Council and Session, The Petition Of Mrs Simpson, widow of William Simpson tenant in Muttonhole, and her seven children.

A-C<sup>2</sup>, [D]<sup>1</sup>, pp. [1]-13, D<sup>1</sup> verso blank, 10½" x 7½".

A dispute over the management of his bankrupt father-in-law's farm by William Simpson, complicated by the accidental death of Simpson before he had rendered full account of his doings.

Other paper

Answers for the Marquis of Lothian and others, by George Ogilvie, 78 07 15.

Note

See also 74 07 12.

July 10.1778. Unto the Right Honourable, the Lords of Council and Session, the Petition of the Reverend Mr Charles Nisbet, first Minister in the Town and Parish of Montrose.

A-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso is blank, 10½" x 8".

Pleads for the provision of a manse or glebe for Nisbet in or near Montrose; this had been agreed to by the Presbytery of Brechin, but successfully opposed by Montrose Town Council.

No other papers

Notes

An un-numbered appendix sets out the "state of the Ministers of the Royal Burghs in Scotland, with respect to Manses and Glebes". This is a single sheet measuring 10½" x 17".

C35:74

78 07 10

A duplicate of a Signet Library paper, 596:21, also described by Bond and Whitten.

Other paper

Answers for the Magistrates and Town-Council of Montrose, by Alex. Wight, 78 10 10 (C35:74).

165:27

78 10 10

October 10.1778. Information for John Marshall merchant in Glasgow, charger and defender; against William Crosse merchant in Glasgow, suspender and pursuer.

A-D<sup>2</sup>, [E]<sup>1</sup>, pp. [1] -17, E<sup>1</sup> verso is blank, 9½" x 8".

Nominally a case dealing with the ownership of a miniature picture, the portrait of a mutual lady friend, but in fact a call for the clearing of Marshall's name against alleged slander and libel by Crosse. 9

Other paper

Petition of John Marshall, by Robert Cullen (790202)



M52;16

78 12 05

December 5.1778. Condescendence for John Taylor, late Tenant at Megginch, in the Process of Cessio Bonorum brought at his instance, Against Adam Drummond of Megginch, Esq; his Landlord and only Creditor.

[A<sup>2</sup>], pp. [1]-4, 10" x 8".

The process of cessio bonorum is equitable relief from the severity of the law of imprisonment for debt. In this case, the pursuer, a man of 76 years, had fallen into arrears of rent for his lease of the farm of Mains of Megginch in Perthshire, and sought to be released from prison.

Note: See also 79 01 07

BLAIR 9:16

78 12 17

Dec.17,1778. Unto the Right Honourable the Lords of Council and Session , the Petition of John Marshall, merchant in Glasgow.

[A<sup>I</sup>], pp. [1]-2. 8" x 10½".

A later development of 78 10 10

Other papers.

Petition of John Marshall, by Ro. Cullen (790202)

Answers for William Cross, by Robert Blair (790225)

M52:16

79 01 07

Jan.7.1779. Replies for John Taylor late Tenant in Megginch, to the Answers for Adam Drummond of Megginch; Esq.

[A<sup>2</sup>], pp. [1]-3, A<sup>2</sup> verso blank, 10" x 8".

A continuation of 78 12 05.

Other paper

Duplies for Adam Drummond ..., by Ro. Craigie (790105)

A131:5

79 01 12

January 12.1779. Unto the Right Honourable the Lords of Council and Session, The Petition Of John Crichton, Dyer, and one of the Freemen of Newton upon Ayr.

[A]-D<sup>2</sup>, E<sup>1</sup>, pp. [1]-18, 11" x 8".

Also: Proof in the Cause, John Gemmel contra John Crichton [sic].

[A]-B<sup>2</sup>, pp.1-8, 11" x 8".

A dispute over Crichton's right of succession to one of the properties bestowed on forty-eight of the freemen of Newton.

Other paper

Answers for John Gemmil, by Geo. Fergusson, 79 01 28.

Feb.16.1779. Memorial For John Alexander-Shaw of M'Kilston, Executor nominated by the deceased John Alexander of M'Kilston, Against Mary Kerr spouse of William M'Millan now of Auchinshinnoch, and her husband for his interest.

A-H<sup>2</sup>, pp.[1]-32, 10½" x 8".

A tale worthy of some novel. A week before his death, an aged miser apparently gave his young housekeeper a bill for £1000, practically his whole fortune. She, unable to leave the house, in turn passed the bill to a local squire, who cashed it with speed, not bothering to tell the banker that the old man was at death's door. He then refused to hand over the money to her. Later the miser's executor uncovered the whole affair, leading to the cause to which this paper relates. It was also suspected that Mary Kerr had in fact forged the bill itself.

Other papers

Memorial for Mary Kerr, by Andrew Crosbie, 79 02 18.

Proof on the Part of Mary Kerr and William M'Millan, 79 02 01.

March 6.1779. Unto the Right Honourable the Lords of Council and Session, the Petition of William Robertson of Sawmill, Architect.

[A<sup>1</sup>], pp.[1]-2, 10" x 8".

A short plea to allow replies by Robertson, of Leven Fife, to answers put by John Gibson of Durie in connection with an action raised concerning the payment of rents.

596:7

79.10 02

October 2.1779. Information for Terence Duggan, bleacher, formerly at Ford, now at Kevoek-mill, pursuer; against Archibald Gilchrist, merchant in Edinburgh, defender.

A-E<sup>2</sup>, F<sup>1</sup>, pp. [1] -22; 10½" x 8".

A further stage of the dispute involving 78 02 25.

Other paper

Information for Archibald Gilchrist, by Alex. Elphinston (791002)

and see also 80.10 21.

A139:17

79 12 14a

December 14.1779. Unto The Right Honourable The Lords Of Council And Session, The Petition And Complaint of Alexander Renton of Lammerton, Esq;

[A]<sup>2</sup>, pp. [1] -3, A<sup>2</sup> verso blank, 10½" x 7½".

An attempt by Renton to prove his right to enrolment as a freeholder. A part of the dispute over electoral qualifications in Ayrshire.



December 14.1779. Unto the Right Honourable the Lords of Council and Session, The Petition And Complaint Of Lieutenant William Ralston, late of the 25th Regiment of Foot.

[A]<sup>1</sup>, pp. [1]-2, 11" x 8".

Another part of the Ayrshire electoral dispute, in which Lt. Ralston tried to prove his claim to enrolment as a freeholder (and voter) of the county of Ayr.

Other papers

Answers for Charles Dalrymple, by Will. Baillie, 80 01 18.

Replies for Lt. William Ralston, by JAMES BOSWELL, 80 01 29b.

Duplies for Charles Dalrymple, by Geo. Fergusson, 80 02 15.

December 14.1779. Unto The Right Honourable The Lords Of Council And Session, The Petition And Complaint Of James Wilson, Esq; junior, Merchant in Kilmarnock.

A<sup>2</sup>, pp. [1]-3, A<sup>2</sup> verso blank, 10½ x 8".

Another part of the Ayrshire electoral dispute.

Other papers

Answers for Alexander Fergusson, by Geo. Fergusson, 80 01 18.

Replies for James Wilson, by JAMES BOSWELL, 80 01 29.

Duplies for Alexander Fergusson, by Geo. Fergusson, 80 02 15.

Petition of Alexander Fergusson, by Will. Baillie, 80 03 06.

596:7 ; A134:61.

80 01 21a

January 21.1780. Unto the Right Honourable, the Lords of Council and Session, the Petition of Terence Dugan[sic] bleacher, formerly at Ford, now at Kevock-mill, pursuer.

A-D<sup>2</sup>, pp. [1]-16, 10½" x 8".

A final plea in the case involving 78 02 25 and 79 10 02.

Other paper

Answers for Archibald Gilchrist, by Alex. Elphinston  
(800210)

M52:18 ; A130:14.

80 01 21b

January 21.1780. Information for Mary and Anne Kennedies, Residenters in Glasgow, and others, the Executors Dative of the deceased Mrs Anne Kennedy, Residenter in Maybole, Pursuers; against David Macadam in Bennan, in the County of Ayr, and Alexander Macadam, his son, Defenders.

A-E<sup>2</sup>, pp. [1]-19, E<sup>2</sup> verso blank, 10" x 8".

A dispute over the repayment of a loan of £385 to the pursuers, and a counter claim for expenses incurred in boarding the now deceased Mrs Kennedy by the defenders

Other papers

Information for David Macadam ..., by Geo. Ferguson (791002)  
Petition of Alexander Macadam ..., by Geo. Ferguson (800803)  
Answers for Mary and Anne Kennedy ..., by Claud Boswell  
(860118)

Petition of Mary and Anne Kennedies ..., by Claud Boswell  
(860119)

January 22.1780. Unto the Right Honourable, the Lords of Council and Session, the Petition of Alexander Morrison Merchant in Dundee.

A-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso blank, 10" x 8".

A dispute about the payment of a £100 debt. The petitioner, Alexander Morrison, and Andrew Murray had agreed to act as guarantors for and Edinburgh merchant, Peter Robertson, who had failed. Morrison insisted that the payment of the debt should be shared equally between himself and Murray.

Jan.29.1780. Memorial for John Duff, late servant to Charles Mercer of Lethendy, Esq; and the said Charles Mercer, Esq; for his interest, Pursuers; against William Mercer of Aldie [and eight others]; all Justices of Peace, or Commissioners of Supply, for the County of Perth, Defenders.

A-C<sup>2</sup>, D<sup>1</sup>, pp. [1]-14, 10" x 8".

Under and act passed in 1778 (known as "the Comprehending Act") the Commissioners of Supply for each county were empowered to compel certain categories of person, e.g. vagrants, to be enlisted in the army. They had duly had John Duff enrolled, and he and his master were seeking to have the Commissioners' action dismissed.

See also: 800627; 800802; 811012; and 811218

January 29.1780. Replies For Lieutenant William Ralston, late of the 25th regiment of foot; To The Answers for Charles Dalrymple, Esq; of Orangefield.

[A]<sup>2</sup>, pp. [1]-3, A<sup>2</sup> verso blank, 10½" x 8".

A continuation of 79 12 14b.

M52:23; A130:4.

80 02 10

February 10.1780. Answers for Alexander Mitchell of Hallglenmuir, formerly Factor loco tutoris, for James, Joseph and Mary Pedines; to the Petition of Mary Nas~~z~~smith, Spouse to James Latta, Farmer at Gilesyard, Executrix qua nearest in kin, decerned and confirmed to the deceased Michael Nasmith. Writer to the Signet, her brother; and the said James Latta, her Husband, for his Interest.

A<sup>2</sup>, B<sup>1</sup>, pp. [1]-6, 10" x 8".

A question of whether Alexander Mitchell, who had been ~~amkaynd~~ factor for the Pedine children, could be held personally liable for payment of an account of Michael Nasmith, his agent, whom he had employed to carry on a cause for the Pedine children.

Other Paper

Petition of Mary Nasmith ...., by Cha. Hay (800114)

Note

See also 770426.



February 25, 1780. Unto the Right Honourable the Lords of Council and Session, the Petition of Terence Dugan, Bleacher at Kevock-mill.

(A)<sup>2</sup>, pp. [1] - 4; 7" x 9½".

A continuation of 80 01 21a, which is in turn preceeded by 78 02 25 and 79 10 02, and followed by 80 03 04

March 2, 1780. Unto the Right Honourable the Lords of Council and Session, the Petition of Matthew Davidson Surgeon in Perth, for himself, and in the name of the other Creditors of David Young Merchant in Perth, and Peter Duff Merchant in Perth, Factor appointed upon the Sequestrated Estate of the said David Young.

[A]<sup>1</sup>, pp. [1] - 2, 10" x 8".

A brief formal petition asking the Court to endorse the choice of Andrew Meliss and Peter Duff to act as trustees on behalf of the creditors of David Young.

March 4, 1780. Unto the Right Honourable, the Lords of Council and Session, the Petition of Terence Dugan, Bleacher at Kevoock-mill.

[A]<sup>I</sup>, pp. [I]; A<sup>I</sup> verso is blank (foolscap sheet); 7½" x 15".

See previous papers    78 02 25  
                              79 10 ~~20~~02  
                              80 01 21a  
                              80 02 25

191:39; A130:26.

80 04 22

April 22. 1780. Answers for Andrew Walker, and the other representatives and assignees of the deceased James Walker in Pardivan, pursuers, to the Petition of Katharine May, relict of John Dodds late tenant in Westfield, defender.

A-E<sup>2</sup>, [F]<sup>1</sup>, pp. [1]-21, F<sup>1</sup> verso is blank, 10½" x 8".

A wrangle over the payment of a debt incurred in 1736 by the deceased Charles Dodds, brother of John Dodds, who had also died - the petition is in the name of his widow; the first action had been raised as long ago as 1749, over thirty years previously, and as Boswell says in the text, this was "somewhat unusual".

Other paper

Petition of Katherine May, by George Buchan-Hepburn  
 (800308)

June 27.1780. Unto the Right Honourable the Lords of Council and Session, the Petition of John Duff, late Servant to Charles Mercer of Lethendy, Esq; and the said Charles Mercer, Esq; for his Interest, Pursuers.

[A]-D<sup>2</sup>, [E<sup>1</sup>], pp.[1]-17, E<sup>1</sup> verso blank, 10" x 8".

A continuation of 800129; for further stages see 800802; 811012; and 811218

M10:53 ; A137:9.

80 07 06 *a*

July 6.1780. Answers for William Welsh, Skinner in Dalkeith, to the Petition of Margaret Lumsden relict, and Henry Macveagh son, of the deceased Hugh Macveagh, merchant in Huntly, Defenders.

A-C<sup>2</sup>, pp.[1]-11, C<sup>2</sup> verso blank, 11" x 8½".

A complicated case, in which Welsh (a creditor of George Wilson, a merchant in Huntly) was being sued for the recovery of a debt of £9. This sum had been given by Wilson to a "messenger" of the Lyon Court, who had appropriated it for his own use. The petitioners, who had stood as cautioners for the messenger, maintained that they were not liable to pay the debt.

Other paper

Petition of Margaret Lumsden ..., by Alex<sup>F</sup>. Millar  
(800620)

B & W

Howey

July 6.1780. Answers For Archibald Macdonald, Esq; Counsellor at Law; To The Petition of Charles Dalrymple of Orangefield, Esquire.

[A]<sup>1</sup>, pp. [1] -2, 11" x 8".

Another part of the Ayrshire electoral dispute.

Other papers

Petition and Complaint of Charles Dalrymple, by Geo. Fergusson, 80 02 04.

Petition of Charles Dalrymple, by Geo. Fergusson, 80 06 22.

598:5 ; C41:16,

80 07 27

July 27.1780. Unto the Right Honourable the Lords of Council and Session, the Petition of Archibald Earl of Eglintoune, Robert Montgomery senior, surgeon in Beith, Robert Montgomery, Esq; of Broadlie, and Robert Gemmil, Esq; of Warwix, Major James Macpherson, and John Campbell of Ormidale.

A-D<sup>2</sup>, pp. [1] -16, 9½" x 7½"

A dispute with Sir John Anstruther over the conveyancing (i.e. the formal transfer) of some land by the Earl of Eglintoune to the other petitioners, in Giffen, Ayrshire.

No other papers



M52:21

80 08 02

August 2. 1780. Unto the Right Honourable the Lords of Council and Session, the Petition of John Duff, late Servant to Charles Mercer of Lethendy, Esq; and the said Charles Mercer, Esq; for his interest, Pursuers.

[A<sup>2</sup>], pp. [1] -4, 10" x 8".

A continuation of 800129 and 800627; for further stages see 811012 and 811218

ELPH 40:19

80 08 03

August 3, 1780. Unto the Right Honourable the Lords of Council and Session, the Petition of John M'Adam of Craigengillan, Esq; and others, Creditors of the deceased John Allason Flesher in Glasgow;

[A] -B<sup>2</sup>, pp. [1] -7; B<sup>2</sup> verso is blank; 8" x 10".

A case concerning hypothec, a security in favour of a creditor over a subject belonging to a debtor, while the subject remained in the debtor's possession. In this instance relating to Fogo's retention of an account for £57.19.1d, dated February 1766.

Other paper.

Answers for James Fogo, executor of the deceased John Fogo, writer in Glasgow, by Geo. Fergusson (801007)

A137:46

80 08 10

A duplicate of a paper described by Bond and Whitten.

Other papers

Four in number, including one by Boswell, 81 02 15, also described by Bond and Whitten.

A142:23

80 11 21

November 21. 1780. Unto the Right Honourable the Lords of Council and Session, The Petition Of Poor Miss Isabell Ross, lawful Daughter of the deceased Thomas Ross of Culrossie, Esq;

[A]-B<sup>2</sup>, pp. [1]-8, 10½" x 8".

Miss Ross was suing a Thomas Ferrest for damages because he had got her with child under false pretence of wanting to marry her.

Other paper

Answers for Thomas Ferrest, by Claud Boswell, 81 01 27.

November 30, 1780. Answers For James Campbell, Esq; brother of Skerrington, To The Petition of John Campbell, late of Lanemark, now residing in Glenmolachen.

A<sup>2</sup>, pp. [1]-4, 10½" x 8".

A dispute over payment of a bill, which John Campbell, at the time of his bankruptcy, had agreed to pay in full when he could, but which he was now reluctant to settle though he was returned to prosperity.

Other papers

Minutes, 80 07 25 (Half of these are a report of Bowwell's representations for his client.)

Petition of John Campbell, by Andrew Rolland.

Nov. 30. 1780. Answers For Mungo Campbell, late of the West Indies, now residing in Edinburgh; To The Petition And Complaint of George Ferguson sic, Esquire, Advocate.

[A]<sup>2</sup>, pp. [1]-4, 10½" x 8".

A dispute over Campbell's standing as a freeholder of the county of Ayr and thus whether he was entitled to vote in elections.

Other paper

Petition and Complaint of George Fergusson, by W. Nairne, 80 11 13.

Note

See also 80 12 19.

December 1.1780. Answers For John Hamilton of Sundrum, Esquire;  
To The Petition And Complaint of John Boyes junior, Writer in  
Hamilton.

[A]<sup>1</sup>, pp.[1]-2, 11" x 8".

Another part of the Ayrshire electoral dispute.

Other papers

Four in number, none by Boswell.

Dec.1.1780. Answers For John Hamilton of Sundrum, Esquire; To The  
Petition And Complaint of Dr John Roebuck of Birmingham, residing  
at Kinneil.

A<sup>2</sup>, pp.[1]-4, 10½" x 7½".

Also: Copy Inventory referred to in the preceding Petition.

[B]<sup>1</sup>, p.5, verso blank, 10½" x 7½".

Another part of the Ayrshire electoral dispute.

Other papers

Petition and Complaint of Dr John Roebuck, by Geo. Fergusson,  
80 11 13.

Replies for Dr John Roebuck, by W. Nairne, 80 12 08.

Answers for Dr John Roebuck, by W. Nairne, 81 01 25.



December 14.1780. Unto The Right Honourable The Lords of Council and Session, The Petition Of John Hamilton of Sundrum, Esquire.

A<sup>2</sup>, pp. [1]-3, A<sup>2</sup> verso blank, 10½" x 7½".

Another part of the grand electoral dispute in Ayrshire.

Note

This paper appears among more than forty dealing with squabbles over electoral rights in the county of Ayr. The separate causes involved in this general dispute are not numbered in A133, and it is not easy to relate individual papers to others in the same cause. All must be cited as A133:16. No less than eleven of them are by Boswell and a further fourteen papers by him in the same grand dispute appear in A139.

December 15.1780. Unto The Right Honourable The Lords Of Council And Session, The Petition Of John Hamilton of Sundrum, Esquire.

[A]-C<sup>2</sup>, [D]<sup>1</sup>, pp. [1]-13, D<sup>1</sup> verso blank, 10" x 7½".

Another part of the grand Ayrshire electoral dispute, this time contesting the qualification of one Robert Bogle as a voter; see 80 12 14 and note there.

Other papers

Answers for Robert Bogle, by Geo. Fergusson, 81 01 03.

Answers for Robert Bogle, by Will. Baillie, 81 02 07.

December 19. 1780. Unto The Right Honourable The Lords of Council and Session, The Petition Of Mungo Campbell, late of the West Indies, now residing in Edinburgh.

A-B<sup>2</sup>, pp. [1] -8, 11" x 7½".

A continuation of 80 11 30b, part of the Ayrshire electoral dispute; see also 80 12 14 and note there.

HUME 15:12 A142:38

81 01 23

Jan 23, 1781. Memorial for John Alexander of M'Kilston, against Catherine Gerran, spouse to James M'Kie Merchant in Stranraer, and the said James M'Kie for his Interest.

A<sup>2</sup>, [B]<sup>I</sup>, pp. [1] -5; B<sup>I</sup> verso is blank; 8" x 11".

A dispute over a legacy of £300 in liferent, left to Catherine Gerran, niece of the (deceased) memorialist. It is of interest that in the latter's will, he left " to Mr James Boswell of Auchinleck, Advocate, thirty pounds sterling money, in order that he might give his advice now and then to my heir, to keep them from pleas and debates..."

Other paper.

Memorial for Katharine Gerran, by Ro. Cullen (810119)

B & W

January 27.1781. Unto the Right Honourable the Lords of Council and Session, The Petition And Complaint Of Lieutenant Colonel Hay [sic] Ferrier, in the Service of the States General.

A<sup>2</sup>, pp. [1]-4, 11" x 8".

Another part of the grand Ayrshire electoral dispute; see 80 12 14 and note there.

Other paper

Answers for Robert Graham, Esq; of Garthmore; To The Petition and Complaint of Lieutenant-Colonel Ilay [sic] Ferrier, in the Service of the States General, by Geo. Fergusson, 81 02 16.

ELPH 41:21

not new

81 02 09

February 9, 1781. Unto the Right Honourable the Lords of Council and Session, the Petition of Poor Thomas Smith, Brewer's servant in Edinburgh, and present prisoner in the Tolbooth there.

[A]<sup>2</sup>, pp. [1]-3; A<sup>2</sup> verso is blank; 8" x 10½".

Following a sequestration in 1777, the petitioner had been imprisoned several times at the instance of James Gordon of Braemar, and this was a further plea for his release.

B+W

A139:49

81 02 13

February 13.1781. Replies For John Hamilton of Sundrum, Esquire, Respondent; To The Answers for Robert Bogle of Shettleston, Esq; Complainer.

A-E<sup>2</sup>, [F]<sup>1</sup>, pp. [1]-21, F<sup>1</sup> verso blank, 10½" x 7½".

Another part of the Ayrshire electoral dispute; a continuation of 80 12 15.

Other papers

Six in number, the last, 81 02 21, by Boswell.

A133:16

81 02 15<sup>ab</sup>

February 15.1781. Replies For George Hamilton Surgeon in Stranraer; To The Answers for John Russell, junior, Writer to the Signet.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-9, 11" x 8".

Also: Copy Retour of John Hamilton of Bargeny to his Father, dated Oct. 17.1662.

C<sup>1</sup> verso, [C]<sup>2</sup>, pp. 10-12, 11" x 8".

Another part of the Ayrshire electoral dispute; see 80 12 14 and note there.

Other papers

Duplicates for John Russell, by Geo. Fergusson, 81 02 20.

Petition of John Russell, by Will. Baillie, 81 03 09.



A133:16

81 02 16

February 16.1781. Unto The Right Honourable The Lords Of Council And Session, The Petition Of John Hamilton of Sundrum, and Hugh Logan of Logan, Esquires.

A-D<sup>2</sup>, pp. [1]-15, D<sup>2</sup> verso blank, 11" x 8".

Another part of the Ayrshire electoral dispute; see 80 12 14 and note there.

Other papers

Petition of John Hamilton and Hugh Logan, by JAMES BOSWELL, 81 03 07.

Answers for Major-General John Douglas, by Geo. Fergusson, 81 03 08.

Retour of the Mill and Mill-lands of Carriden, dated 5th Nov. 1547; referred to in the Petition for John Hamilton of Sundrum, against Gen. Douglas.

Note: A copy of this paper is also found at A139:45.

A139:49

81 02 21

February 21.1781. Unto the Right Honourable the Lords of Council and Session, The Petition Of John Hamilton of Sundrum, Esq;

[A]<sup>2</sup>, [B]<sup>1</sup>, pp. [1]-5, B<sup>1</sup> verso blank, 10½" x 7½".

Also: Disposition Alexander Boswell of Auchinleck to William Earl of Dumfries.

A-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso blank, 10½" x 7½".

A continuation of 80 12 15 and 81 02 13.

A133:16

81 02 27

February 27.1781. Answers For John Hamilton of Sundrum, Esquire;  
To The Petition and Complaint of Alexander Gordon of Culvenan,  
Esquire.

A-E<sup>2</sup>, pp. [1]-20, 11" x 8".

Another part of the Ayrshire Electoral dispute; see 80 12 14  
and note there. This paper is also found at A139:16.

Other papers

Replies for Alexander Gordon, by Geo. Fergusson, 81 03 07.

Petition of John Hamilton, by JAMES BOSWELL, 81 03 03.

A139:14

81 02 28

February 28.1781. Answers For John Hamilton, Esquire, of Sundrum;  
To The Petition and Complaint of Robert Scott Esquire, Merchant  
in Glasgow.

[A]<sup>2</sup>, pp. [1]-4, 10½" x 8".

Another part of the great Ayrshire electoral dispute.

Other paper

Petition and Complaint of Robert Scott, by Geo. Fergusson, 81 02 01.

A133:16

81 03 03a

March 3.1781. Unto the Right Honourable the Lords of Council and Session, The Petition Of John Hamilton of Sundrum, Esq.

[A]-B<sup>2</sup>, pp. [1]-8, 11" x 8".

A continuation of 81 02 27.

HUME 15:60

81 03 03b

March 3, 1781. Unto the Right Honourable the Lords of Council and Session, the Petition of John Walker, Tenant in Acquhirrie.

[A] - D<sup>2</sup>, pp. [1]-15; 8" x 11".

An earlier paper concerning 81 07 12, q.v.

Other paper.

Answers for William Young, by Geo. Buchan-Hepburn (810321)

March 5.1781. Answers For William Ferguson of Auchinsoul, To The Petition and Complaint of John Russel [sic] junior, Writer to the signet.

A<sup>2</sup>, pp. [1]-4, 10½" x 7½".

Also: [Obligation of James Fergusson, younger of Auchinsoul, to William Fergusson, elder of Auchinsoul]

B<sup>1</sup>, pp. 5-6, 10½" x 7½".

Another part of the Ayrshire electoral dispute.

Other paper

Petition and Complaint of John Russell, by Geo. Fergusson, 81 02 15.

March 5.1781. Answers For Captain Gilbert Macadam, To The Petition and Complaint of Robert Muir of Blairston, and Charles Dalrymple, of Orangefield, Esquires.

[A]<sup>2</sup>, pp. [1]-4, 11" x 8".

Another part of the Ayrshire electoral dispute; see also 81 03 08.

Other paper

Petition and Complaint of Robert Muir and Charles Dalrymple, by Geo. Fergusson, 81 02 14.



A133:16

81 03 07

March 7.1781. Unto The Right Honourable The Lords of Council and Session, The Petition Of John Hamilton of Sundrum, and Hugh Logan of Logan, Esquires.

A<sup>2</sup>, [B]<sup>1</sup>, pp. [1]-5, B<sup>1</sup> verso blank, 11" x 8".

A continuation of 81 02 16.

A133:16

81 03 08

March 8.1781. Unto The Right Honourable The Lords of Council and Session. The Petition Of Capt. Gilbert M'Adam.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-10, 11" x 8".

Another part of the Ayrshire electoral dispute; see 80 12 14 and note there.

March 9.1781. Unto The Right Honourable The Lords of Council and Session, The Petition Of John Hamilton of Sundrum, and Hugh Logan of Logan, Esqrs.

A-C<sup>2</sup>, pp. [1]-11, C<sup>2</sup> verso blank, 11" x 8".

Also: Copy of the Lands in the Charter expedite by the Earl of Dumfries, 23d February 1774.

[A]-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso blank, 11" x 8".

Another part of the Ayrshire electoral dispute; see 80 12 14 and note there.

June 13.1781. Unto the Right Honourable the Lords of Council and Session, the Petition of Mrs Charlotte Webster, with consent of Captain John Webster, her Husband, and others, Legatees of the deceased Charles Murray of Stanhope.

[A<sup>1</sup>], pp. [1]-2, 10" x 8".

A request that the Court proceed with an action, in the absence of the Lord Justice Clerk who was due to hear it, for the recovery of debts amounting to £1,652.

June 21.1781. Answers for Thomas Robertson printer in Edinburgh, and John Robertson also printer in Edinburgh, his father and administrator-in-law; to the Petition of Robert Gray President, John Watson Treasurer, and other members of the Society of Solicitors before the Commissary, Sheriff, and City Courts of Edinburgh.

A-C<sup>2</sup>, pp. [1] -12, 9½" x 7½"

#1 A stage in an action for libel brought by the Society of Solicitors in Edinburgh against the printers of the Edinburgh Gazette, in the issue of 28th April 1780 of which there had appeared the alleged slanderous notice. The Society had sued for £2,250 but had been awarded only £20, and Boswell's answers were to a further petition by the Society to have this decision altered.

Other papers

Petition for Thomas and John Robertson, by Ilay Campbell (801117)

Answers for the Society, by Andrew Crosbie (810116)

Petition of the Society, by Henry Erskine (810227), the answers to which form the above paper.

A duplicate of a Signet Library paper, 598:7.

Other papers

Petition of John Robertson, by Ilay Campbell, 81 02 27.

Answers for the Society of Solicitors, by Henry Erskine, 81 04 21.

Petition of Thomas Robertson, by himself, 81 11 28.

A135:45

81 07 10

A duplicate of a paper described by Bond and Whitten.

Other paper

Answers for David M'Kie, by B. W. M'Leod, 81 07 18.

M11:18

81 07 12

July 12.1781. Unto the Right Honourable the Lords of Council and Session, the Petition of John Walker, Tenant in Acquhirrie.

[A]-E<sup>2</sup>, pp. [1] - [20], 11" x 8½".

An argument between Walker and the Sheriff-Clerk of Kincardine over the non-payment of a year's rent of a farm leased by Henry Elder, a bankrupt.

Other paper

Answers for William Young ..., by Geo. Buchan Hepburn  
(810731)



A143:34

81 08 03

August 3.1781. Unto the Right Honourable the Lords of Council and Session, The Petition Of Charles Duncan, Warehouse-man in London.

A-B<sup>2</sup>, pp. [1]-8, 10½" x 7½".

A complicated dispute, involving a claim for interest and damages against Duncan who had acted for another man in a protracted land deal, which had finally fallen through.

Other paper

Answers for John Biggs and Angus M'Kinnon, by John Biggs, 81 10 12.

192:21 ; A143:26,

81 08 09

August 9.1781. Unto the Right Honourable the Lords of Council and Session, the Petition of Robert Ramsay, writer in Alloa.

[A]-C<sup>2</sup>, pp. [1]-11, C<sup>2</sup> verso is blank, 11" x 8½".

Concerns the failure of Ramsay to have a ship arrested in Alloa harbour during May 1777 so that debts due to George Steven by John Horn, the owner of the vessel, could be paid.

Other paper

Answers for the children of the deceased George Steven, brewer at Bridge of Allan (811114).

HUME 12:13

81 08 10

August 10, 1781. Unto the Right Honourable the Lords of Council and Session, the Petition and Complaint of John Macadam of Craigengillan, Esq.

A<sup>2</sup>, pp. I<sup>1</sup>-3; A<sup>2</sup> verso is blank; 7½" x 11".

An argument over the non-payment of the sum of £120 by MacAdam to Adam Murdoch in respect of the construction of part of the Ayr-Dalmellington road in 1776-77.

Other paper.

Answers for Adam Murdoch and William Jamieson, by Ed. M'Cormick (811012)

Continued in 83 07 24, q.v.

DREG 53:50; A143:41

81 10 12a

*Original not found, Dec '80*  
October 12, 1781. Answers for Basil Cochrane Esq; of Dalry, one of the Commissioners of his Majesty's Customs in Scotland; to the petition of the Honourable James Erskine of Alva, one of the senators of the college of Justice; the Honourable Captain Robert Sandilands; George Kirkpatrick, one of the Depute clerks of Session, and John Syme writer to the Signet; the managing Trustees appointed by the late William Kirkpatrick of Elliesland, one of the principal clerks of Session.

A<sup>2</sup>, [B]<sup>I</sup>, pp. [I]<sup>1</sup>-5; B<sup>I</sup> verso is blank; 8" x 10½".

An argument concerning the sale of the lands of Dalry, outside Edinburgh, in particular as to who should pay a heritable bond ammounting to £1,600.

Other papers.

Petition of the Hon. James Erskine etc., by Jo. Maclaurin (810726)  
Answers for Douglas Heron & Co. and George Home, by Alex Wight (811012)

BREG 53:50 A143:41

original?  
81 10 12a

October 12, 1781. Answers for Basil Cochrane Esq; of Dalry, one of the Commissioners of his Majesty's Customs in Scotland; to the petition of the Honourable James Erskine of Alva, one of the senators of the college of Justice; the Honourable Captain Robert Sandilands; George Kirkpatrick, one of the Depute clerks of Session, and John Syme writer to the Signet; the managing Trustees appointed by the late William Kirkpatrick of Elliesland, one of the principal clerks of Session.

A<sup>2</sup>, [B]<sup>I</sup>, pp. [1]-5; B<sup>I</sup> verso is blank; 8" x 10½".

AH argument concerning the sale of the lands of Dalry, outside Edinburgh, in particular as to who should pay a heritable bond ammounting to £1,600.

Other papers.

Petition of the Hon. James Erskine etc., by Jo. Maclaurin (810726)  
Answers for Douglas Heron & Co. and George Home, by  
Alex Wight (811012)

M52:21

81 10 12b

October 12. 1781. Memorial for John Duff, late Servant to Charles Mercer of Lethendy, Esq; and the said Charles Mercer, Esq; for his Interest, Pursuers; against William Mercer of Aldie, James Smyth of Balharry, Esquires, and others, Defenders.

A-F<sup>2</sup>, pp. [1]-24, 10" x 8".

A continuation of 800129; 800627; 800802; for the concluding paper see 811218

M52:21

81 12 18

December 18.1781. Unto the Right Honourable, the Lords of Council and Session, the Petition of John Duff, late Servant to Charles Mercer of Lethendy, Esq; and the said Charles Mercer, Esq; for his Interest, Pursuer.

A<sup>2</sup>-[B<sup>1</sup>], pp. [1]-5, B<sup>1</sup> verso blank, 10" x 8".

The concluding plea in this cause; for previous papers see 800129; 800627; 800802; 811012.

A144:23

82 01 03

January 3.1782. Answers For John Duff, late Servant to Charles Mercer of Lethendy, Esq; and the said Charles Mercer, Esq; for his Interest, Pursuers; To The Petition of William Mercer of Aldie, David Kinloch of Gourdie, John Stewart of Stenton, and others, Justices of Peace and Commissioners of Supply for the County of Perth.

A-I<sup>2</sup>, pp. [1]-36, 10" x 7½".

An attempt by Duff to claim damages because he had been wrongfully impressed into the army as a vagrant.

Other paper

Petition of William Mercer and others, by Alex. Wight, 81 12 18.

Note

See also 80 06 27, 80 08 02, 81 10 12 and 81 12 18.



January 15.1782. Information For Colonel John Walkinshaw-Crawford, of Crawfordland, Defender; Against Thomas Gemmill in Hillhead, Pursuer.

[A]-D<sup>2</sup>, E<sup>1</sup>, pp. [1]-18, 10½" x 8".

Also: Appendix.

F<sup>2</sup>, pp.1-4, 10½" x 8".

The defender had had Gemmill prosecuted for writing a poison-pen letter. The verdict of the jury was "not proven". Gemmill tried to sue Walkinshaw-Crawford for damages. He defended himself by claiming that he was justified in suspecting Gemmill had written the offending letter and the interesting appendix to this paper contains evidence from hand-writing experts with comparative examples supporting this opinion.

Other paper

Information for Thomas Gemmill, by Geo. Fergusson, 82 01 15.

Note: This paper is also found at C42:15.

February 1.1782. Answers For Mrs. Jane Fergusson, Widow of the deceased Gilbert Macmikin of Killantringan, To The Petition of Patrick Earl of Dumfries, and William Cunningham, John Robertson, Alexander Maccaul, and Robert Finlay, Merchant in Glasgow; John and William Ballantine, Merchants in Ayr; and Robert Campbell, late of Queen Anne's county, Maryland; all Trustees of James Browne Merchant in Glasgow, deceased, who was one of the partners of the late company of John Macdowall and Company Merchants in Glasgow; and John Macdowall, another of the partners of the said Company.

A-D<sup>2</sup>, pp. [1]-15, D<sup>2</sup> verso blank, 11" x 8".

Mrs Fergusson's deceased son, Hugh Macmikin, had been a partner in a Glasgow trading company and had lived, worked and died in Virginia. As his heir, Mrs Fergusson had obtained all he left in the company except/

(continued) Except for a sum which appeared as owing to him in the books of the American branch, which Hugh Machikin had himself kept. The company in Glasgow denied liability, more especially as the American revolution had upset their affairs in Virginia, where they advised the respondent to seek redress.

Other papers

Petition of Patrick Earl of Dumfries and others, by Ilay Campbell, 82 02 21.

Answers for Mrs Jane Fergusson, by JAMES BOSWELL, 82 09 21 (found at A149:3 and at C44:35).

July 6, 1782. Unto the Right Honourable the Lords of Council and Session, the Petition of Andrew White, Baker in Glasgow.

[A<sup>2</sup>], [B<sup>1</sup>], pp. [1]-5, B<sup>1</sup> verso blank, 10" x 8".

A plea to alter an interlocutor refusing the petitioner expenses. White had already won his case against a neighbour, Andrew Dunbar, who had raised a further action, which was also lost. White had not claimed expenses then, and a subsequent petition requesting payment had been refused.

A149:17

82 08 07

August 7, 1782. Unto The Right Honourable The Lords Of Council And Session, The Petition Of Agnes Paterson, Daughter of Robert Paterson, Cutler in Newmills, Ayrshire.

A-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso blank, 11" x 8".

A dispute over how long Alexander Spiers should pay Agnes Paterson to bring up his natural son by her.

Other paper

Answers for Alexander Spiers, by Ilay Campbell, 82 09 21.

Notes

This paper is also found at C44:56 in the Campbell collection.  
See also 83 01 21 (M52:46), a continuation of this cause.

A149:3

82 09 21

September 21.1782. Answers For Mrs. Jane Ferguson [sic], Widow of the deceased Gilbert M'Mikin of Killantringan; To The Petition of Patrick, Earl of Dumfries, and others, Trustees of James Browne, Merchant in Glasgow, deceased, who was one of the Partners of the late Company of John M'Dowall and Company, Merchants in Glasgow, and John M'Dowall, another of the Partners of the said Company.

A-D<sup>2</sup>, pp. [1]-15, D<sup>2</sup> verso blank, 10½" x 7½".

A continuation of 82 02 01.

Other paper

Petition of Patrick, Earl of Dumfries, and others, by Ilay Campbell, 82 07 31.

Note

This paper is also found at C44:35 in the Campbell collection.

January 21.1783. Unto The Right Honourable The Lords of Council and Session, The Petition of Agnes Paterson, Daughter of Robert Paterson, Cutler in Newmills, Ayrshire.

[A]<sup>2</sup>, pp. [1] -4, 10½"x7½".

A continuation of 82 08 07.

February 19.1783. Unto The Right Honourable The Lords of Council and Session, The Petition Of Patrick Douglas of Garrallan, Surgeon in Ayr, Defender.

[A]-C<sup>2</sup>, pp. [1]-11, C<sup>2</sup> verso blank, 11" x 8".

A dispute over the ammount of compensation due to Douglas for damage caused by mining operations on his farm.

Other paper

Answers for John Moir and others, by Andrew Crosbie, 83 04 22.

Note

Another copy of this paper is found in the Campbell collection, at C45:78.



M52:13

83 07 05

July 5.1783. Information for Robert Boswell Writer to the Signet, Pursuer; against Thomas Ronald in Mackailston, Defender.

A-C<sup>2</sup>, D<sup>1</sup>, pp. [2] -14, 10" x 8".

Robert Boswell had acted as law agent in 1777 for the recovery of £385, unsuccessfully. Now he was continuing an action raised for the non-payment of his account by Ronald and other executors.

See also 84 01 23

A154:29

83 07 05

A duplicate of a Signet Library paper, M52:13.

Other papers

Information for Thomas Ronald, by Geo. Fergusson, 83 07 18.

A153:6

83 07 24

July 24.1783. Answers For John MacAdam of Craigengillan, Esq; To The Petition of the Magistrates and Town-Council of Ayr, and of Captain James MacGhie of Skeldon.

A-B<sup>2</sup>, pp.[1]-7, B<sup>2</sup> verso blank, 11" x 8".

A very involved cause, in which a roadmaker sued MacAdam for payment for his work and MacAdam in turn sued the other trustees for road-building in Ayrshire, who refused to reimburse him in full.

Other paper

Petition of the Magistrates and Town-council of Ayr, by Geo. Fergusson, 83 07 04.

See also 810810

A154:50

83 12 03

Dec.3.1783. Unto The Right Honourable The Lords Of Council And Session, The Petition Of Hugh Murdoch, Tenant in Bridge-End of Boreland.

A-C<sup>2</sup>, pp.[1]-11, C<sup>2</sup> verso blank, 11" x 8".

A wrangle between Murdoch and his landlord, to whom he refused rent until a promised barn was built, and from whom he claimed damages for the want of a barn hitherto.

Other paper

Answers for Hugh Logan, by Robert Corbet, 84 01 03.

M52:46

83 12 18

Dec. 18, 1783. Unto the Right Honourable the Lords of Council and Session, the Petition of Agnes Paterson, daughter of Robert Paterson, cutler in Newmills, Ayrshire.

A<sup>2</sup>, [B<sup>2</sup>], pp. [1]-5, B<sup>1</sup> verso blank, 10" x 8".

A continuation of 830121.

M52:13 ; A154:29.

84 01 23

Jan. 23, 1784. Unto the Right Honourable the Lords of Council and Session, the Petition of Robert Boswell, Writer to the Signet.

A-D<sup>2</sup>, pp. [1]-16, 10" x 8".

Also: Appendix, containing copies of the Letters of Correspondence produced in the Process, Robert Boswell against Thomas Ronald; and of the Accompts libelled on.

A-G<sup>2</sup>, pp. 1-28, 10" x 8".

A continuation of 83 07 05.

February 13.1784. Unto The Right Honourable The Lords of Council and Session, The Petition Of George M'Gill, natural Son of George M'Gill, Esq; of Kemback, Pursuer, and Henry Westwater, Shoemaker in Newburgh, his Tutor ad litem.

[A]-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-10, 11" x 8".

A claim for aliment by George M'Gill's natural son and namesake, then only thirteen years old.

Other paper

Answers for Captain George MacGill, by Ed. M'Cormick, 84 03 04.

March 5.1784. Answers For Sir Walter Montgomery-Cunninghame, of Kirktonholm and Corsehill, Bart.; To The Petition of Robert Craig, Shipmaster in Irvine, and Mrs Eleonora Kerr, Relict of the deceased Robert Kerr of Newfield, Esq; Creditors of the said Sir Walter Montgomery-Cunninghame.

A<sup>2</sup>, pp. [1]-4, 11" x 8".

Sir Walter's estate was heavily encumbered by debt and entail, so that he was pressed for ready money. Two of his creditors, however, opposed his effort to obtain aliment from his estate until the time it would be free from encumbrance.

Other paper

Petition of Robert Craig and Mrs Eleanora Kerr, by Cha. Hay, 84 02 27.

Note

See also 78 02 63.



A157:18

84 03 05b

March 5.1784. Unto The Right Honourable The Lords of Council and Session, The Petition Of David Wallace, Merchant in Burntisland, Pursuer.

[A]-B<sup>2</sup>, [C]<sup>1</sup>, pp. [1]-9, C<sup>1</sup> verso blank, 10½" x 7½".

A dispute over the strength of a large quantity of whisky sold to the petitioner by George Gilfillan.

Other paper

Answers for George Gilfillan, by Alex. Abercromby, 84 04 24.

A159:8

84 07 27

July 27.1784. Unto the Right Honourable the Lords of Council and Session, The Petition Of John Samson, Miller at Ochiltree.

[A]-C<sup>2</sup>, pp. [1]-11, 11" x 8".

Also: Depositions in the Cause Patrick Earl of Dumfries, against John Samson Miller at Ochiltree.

C<sup>2</sup> verso, D<sup>2</sup>, pp.12-16, 11" x 8".

A dispute over rent due for a mill, whose lease Samson had given up when the Earl of Dumfries had failed to fulfil his promise of sending his tenants there exclusively.

Other papers

Answers for Patrick, Earl of Dumfries, by Ed. M'Cormick, 84 09 25  
Petition of John Samson, by JAMES BOSWELL, 84 12 09.

M52:52

84 12 04

December 4.1784. Unto the Right Honourable the Lords of Council and Session, the Petition of Dr John Hall, Physician in Newcastle, and Robert Boswell, Writer to the Signet, his Attorney.

[A<sup>1</sup>], pp. [1]-2, 10" x 8".

A request that the process dealt with in 85 06 22 should be heard by a judge other than the one appointed, owing to his indisposition.

See also 85 02 22

A159:8

84 12 09

December 9.1784. Unto the Right Honourable the Lords of Council and Session, The Petition Of John Samson, Miller at Ochiltree.

A<sup>2</sup>, pp. [1]-4, 11" x 8".

A continuation of 84 07 27.

M13:35

84 12 23

December 23.1784. Unto the Right Honourable the Lords of Council and Session, the Petition of Henry-Drumlanrig Cunninghame, and others, postponed creditors upon the Estate of Lainshaw.

A-C<sup>2</sup>, pp. [1]-11, C<sup>2</sup> verso blank, 10"x 8".

A dispute concerning an annuity of £300 per annum, and the proceeds from the overlease of certain of the lands of Lainshaw, in Ayrshire.

Other paper

Answers for William Cunningham of Lainshaw ... ,  
by Will. Craig (850104)

M13:22 ; C48:15

85 01 04

January 4.1785. Answers for George Blair of Adamstoun, Esq; and others, Trustees of George Dempster of Dunnichen, Esq; and for the said George Dempster, Esq; for his Interest, Defenders; to the Petition of Alexander Watson, of Turin, Esq; Pursuer.

A-F<sup>2</sup>, pp. [1]-24, 10½" x 8"; plus plan, 15½" x 26".

Watson owned and operated the mill of Rescobie, in Angus; but the water for it came through property owned by the defenders. They had demolished the dam and eel-ark [an enclosure for catching fish], both structures necessary to keep the water at the required level, and the legality of this act was in question. A good plan of the water course is appended.

Other paper

Petition of Alexander Watson of Turin, by Henry Erskine (841126)

A162:22 & A164:40

85 01 04

Duplicates of a Signet Library paper, M13:22.

Other papers

Information for Alexander Watson, by Robert Blair, 84 06 12.

Information for George Blair and George Dempster, by Jo. Maclaurin, 84 07 21.

A163:40

85 02 04

February 4.1785. Unto The Right Honourable The Lords of Council And Session, The Petition Of Henry-Drumlanrig Cunninghame, and others, postponed Creditors upon the Estate of Lainshaw.

A-B<sup>2</sup>, C<sup>1</sup>, pp. [1]-10, 10½" x 7½".

A continuation of 84 12 23.

Other papers

Answers for William Cunningham, by Will. Craig, 85 03 03.

Answers for William Cunningham, by Will. Craig, 85 01 04.

Petition of William Cunningham, by Robert Blair, 85 06 29.



M13:55

85 03 10

March 10.1785. Unto the Right Honourable the Lords of Council and Session, the petition of Janet Buchanan, Daughter of the deceased Robert Buchanan in Strathoyer.

[A]-G<sup>2</sup>, pp. [1]-28, 10½" x 8".

Also: Declarations of Janet Buchanan, Pursuer; and Francis McNab, Defender.

[A]-B<sup>2</sup>, [C<sup>1</sup>], pp. [1]-9, C<sup>1</sup> verso blank.

One of Boswell's longer petitions, in which he attempts to prove that the defender, Francis McNab, was married to the petitioner, and the father of her son. The case rested on a scrap of paper on which McNab was alleged to have written a statement that Janet Buchanan was his lawful wife. The identity of the writer was in dispute, and Boswell quotes many old authorities in cases where proof of handwriting had been involved.

B.+w.

A163:9 & C48:67

85 03 10

Duplicates of an Signet Library paper, M52:53, also described by Bond and Whitten.

Other paper

Answers for Francis Macnab of Macnab, by Allan Maconochie, 85 04 22 (A163:9 & C48:68).

A163:44

85 04 22

April 22.1785. Answers For William Murray, Merchant in Cumnock;  
To The Petition of John Drysdale, Merchant in Edinburgh.

A<sup>2</sup>, B<sup>1</sup>, pp. [1]-6, 10" x 7½".

A dispute over payment for two boxes of tea which Murray claimed  
he sold to Drysdale.

Other paper

Petition of John Drysdale, by Geo. Currie, 85 03 03.

M52:53

85 06 22

June 22.1785. Unto the Right Honourable the Lords  
of Council and Session, the Petition of Dr John Hall,  
Physician in Newcastle, by Robert Boswell, Writer to  
the Signet, his Attorney.

A-C<sup>2</sup>, D<sup>1</sup>, pp. [1]-14, 10" x 8".

Also: Copy Charter-Party, which is the foundation of  
the action, Dr John Hall, against Mess. Charles and  
Robert Fall; [and] Defenders Rroof.

A-C<sup>2</sup>, pp. [1]-12, 10" x 8".

Two Dunbar merchants, Charles and Robert Fall, had chartered  
the "Morning Star", owned by Dr Hall, to carry merchandise  
between Newcastle and the Baltic. They refused to pay the  
full sum for the hire which had been agreed because the  
ship had not completed the journey in the time stipulated.

See also: 84 12 04.

January 18.1786. Unto The Right Honourable The Lords Of Council  
And Session, The Petition Of Alexander Fairlie, Esq; of Fairlie.

A-B<sup>2</sup>, pp. [1]-7, B<sup>2</sup> verso blank, 11" x 8".

A dispute over payment for plastering work for Fairlie undertaken  
by Thomas Clayton, who failed to exercise personal supervision of  
the work as promised.

Other paper

Answers for Thomas Clayton, by Robert Corbet, 86 02 01.